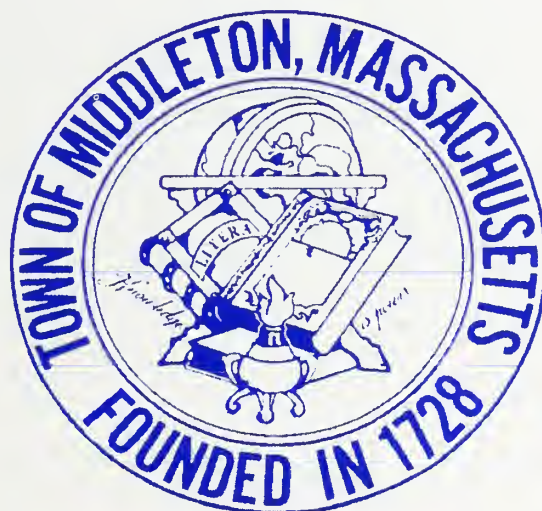




Town of
MIDDLETON
MASSACHUSETTS



ANNUAL REPORT
FOR FISCAL YEAR 2009



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**TOWN OF MIDDLETON
ANNUAL REPORT FOR FISCAL YEAR 2009**

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IN MEMORIAM FY 2009

During the past year the Town of Middleton said goodbye to a number of dear friends who were town employees or actively participated in town government.

Louis S. Cerullo	January 26
Patti A. Flynn	August 26
Joseph O. Hocter, Sr.	May 11
Mary C. Hocter	October 19
Ruth L, Martin	August 29

SCHEDULE of MEETINGS and OFFICE HOURS and TELEPHONE LISTING

OFFICE	DAY(S)	TIME	PLACE	TELEPHONE
Accountant	Monday - Friday	8:30 am - 5:00 pm	Memorial Hall / 48 South. Main St.	978 - 777 - 4966
Town Administrator	Monday - Friday	8:30 am - 5:00 pm	Memorial Hall / 48 South Main St.	978 - 777 - 3617
Animal Control Officer	Variable		26 Locust Street	978 - 777 - 0825
Annual Town Meeting	2nd Tuesday in May		North Shore Tech. High School	
Annual Town Election	Monday after 2 nd Tuesday	7:00 am - 8:00 pm	Fuller Meadow School	
Board of Appeals Meeting	4th Thursday	7:00 pm	Fuller Meadow School	978 - 777 - 8917
Board of Appeals Office	Monday - Friday	7:00 am - 4:00 pm	195 North Main Street	978 - 777 - 8917
Board of Assessors Meeting	Tuesday	6:00 pm	Memorial Hall / 48 South Main St.	978 - 774 - 2099
Board of Assessors Office	Monday - Thursday Tuesday Friday	8:00 am - 4:00 pm 6:00 pm - 8:00 pm 8:00 am - 1:00 pm	Memorial Hall / 48 South Main St.	978 - 774 - 2099
Conservation Comm. Meeting	1st Tuesday	7:00 pm	Fuller Meadow School	978 - 777 - 1869
Conservation Comm. Office	Monday - Friday	8:00 am - 4:00 pm	195 North Main Street	978 - 777 - 1869
Council on Aging Meeting	Last Wednesday	9:30 am	Old Town Hall / 38 Maple Street	978 - 777 - 4067
COA Senior Center	Monday, Wednesday, Thursday	9:00 am - 2:00 pm	Old Town Hall / 38 Maple Street	978 - 777 - 4067
Department of Public Works	Monday - Friday	8:00 am - 4:00 pm	195 North Main Street	978 - 777 - 0407
Electric Light Dept. Meeting	2nd Thursday	5:00 pm	197 North Main Street	978 - 774 - 4313
Electric Light Dept. Office	Monday - Friday	8:00 am - 4:00 pm	197 North Main Street	978 - 774 - 4313
EMERGENCY	Always	24 hours	POLICE, FIRE & AMBULANCE	911
Finance Committee Meeting	Variable		Fuller Meadow School	
FIRE Department	Always	24 hours	Non-Emergency / 4 Lake Street	978 - 774 - 2466
Fuller Meadow School	Monday - Friday	7:30 am - 3:30 pm	143 South. Main Street	978 - 750 - 4756
Board of Health Meeting	1st Wednesday	7:00 pm	Flint Public Library.	978 - 777 - 1869
Board of Health Office	Monday - Friday	8:00 am - 4:00 pm	195 North Main Street	978 - 777 - 1869
Housing Authority Meeting	1 st Monday	5:30 pm	Orchard Circle	978 - 774 - 4333
Howe-Manning School	Monday - Friday	7:30 am - 4:00 pm	26 Central Street	978 - 774 - 3519
Inspections Offices	Monday - Friday	7:00 am - 4:00 pm	195 North Main Street	978 - 777 - 2850

OFFICE	DAY(S)	TIME	PLACE	TELEPHONE
Library Trustees	2nd Monday	7:00 pm	Flint Public Library	978 - 774 - 8132
Flint Public Library/Winter	Monday - Thursday Friday Sunday	10:00 am - 8:00 pm 10:00 am - 5:00 pm 1:00 pm - 5:00 pm	1 South Main Street	978 - 77 4-8132
Flint Public Library/Summer	Tues., Wed., Thurs. Friday	10:00 am - 8:00 pm 10:00 am - 2:00 pm	1 South Main Street	978-774-8132
Planning Board	2nd Wednesday	7:30 pm	Fuller Meadow School	978 - 777 - 8917
Planning Office	Monday - Friday	7:00 am - 4:00 pm	195 North Main Street	978 - 777 - 8917
POLICE Department	Always		65 North Main Street/Non-	978 - 774 - 4424
Recreation Comm. Meeting	1 st Monday	7:00 pm	Old Town Hall / 38 Maple Street	978 - 804 - 6922
Masconomet Regional School Committee Meeting	1st & 3rd Wednesdays	7:30 pm	Masconomet Administration Building	978 - 887- 2323
Middleton Elementary School Committee Meeting	2nd Thurs & Variable	7:00 pm	Fuller Meadow School	978 - 887 - 0771
Board of Selectmen Meeting	Tuesdays as posted	7:30 pm	Fuller Meadow School	978 - 774 - 3589
Selectmen's Office	Monday - Friday	8:30 am - 5:00 pm	Memorial Hall / 48 South. Main	978 - 774 - 3589
Tax Collector	Monday - Thursday Friday Tuesday	8:00 am - 4:00 pm 8:00 am - 1:00 pm 6:00 pm - 8:00 pm	Memorial Hall/48 South Main Street	978 - 774 - 1867
Town Clerk's Office	Monday - Thursday Friday Tuesday	9:00 am - 4:00 pm 9:00 am - 1:00 pm 6:00 pm - 8:00 pm	Memorial Hall / 48 South Main St.	978 - 774 - 6927
Transfer Station	Sunday, Wed., Saturday	8:00 am - 4:00 pm	Natsue Way	
Treasurer's Office	Monday - Friday	9:00 am - 5:00 pm	Memorial Hall /48 South Main	978 -774 - 8327
Tri-Town Council Hotline	Always		5 Main Street, Topsfield	978 - 771 - 4619
Tri-Town Council Office			49 Main Street, Topsfield	978 - 887 - 6512
Tri-Town School Union	Variable		28 Middleton Road, Boxford.	978 - 887 - 0771

SENATORS & REPRESENTATIVES

STATE

SENATOR IN GENERAL COURT

*FIRST ESSEX and
MIDDLESEX DISTRICT*
Senator Bruce E. Tarr (R)
State House, Room 313-A
Boston, MA. 02133-1054
Tel: (617) 722-1600
Email: Bruce.Tarr@state.ma.us

REPRESENTATIVE IN GENERAL COURT

*TWENTIETH
MIDDLESEX DISTRICT*

Precinct 1
20th Middlesex District
Representative Bradley H. Jones, Jr. (R)
State House, Room 124
Boston, MA. 02133-1054
Tel: (617) 722-2100
Email:
Rep.BradleyJones@hou.state.ma.us

Precinct 2
4th Essex District
Representative Bradford R. Hill (R)
State House, Room 550
Boston, MA. 02133-1054
Tel: (617) 722-2489
Email: Brad.Hill@state.ma.us

GOVERNOR

The Honorable Mitt Romney
State House, Room 360
Boston, MA. 02133-1054
Tel: (617) 727-9725
Email: GOffice@state.ma.us

FEDERAL

REPRESENTATIVE IN CONGRESS

SIXTH DISTRICT
Congressman John F. Tierney
17 Peabody Square
Peabody, MA. 01960
Tel: (978) 531-1669
Fax: (978) 531-1996
or
120 Cannon Building
U.S. House of Representatives
Washington, D.C. 20515
Tel: (202) 225-8020
Fax: (202) 225-5915

UNITED STATES SENATOR

The Honorable Scott P. Brown
2400 John F. Kennedy Federal Building
Boston, MA. 02203
Tel: (617) 565-3170
or
317 Russell Senate Office Building
Washington, D.C. 20510
Tel: (202) 224-4543

UNITED STATES SENATOR

The Honorable John F. Kerry
1 Bowdoin Square
Boston, MA. 02116
Tel: (617) 565-8519
or
SR-362 Russell Senate Office Building
Washington, D.C. 20510
Tel: (202) 224-2742
Fax: (202) 224-8525
E-mail: john.kerry@kerry.senate.gov

MIDDLETON'S ELECTED OFFICIALS 2009

Moderator		Planning Board	
Henry A. Tragert	2010	David T. Leary, Sr.	2010
		Christine M. Lindberg	2011
		Robert M. Aldenberg	2012
		Leah M. Moreschi	2013
Town Clerk		Beverly A. Popielski	2014
Sarah B. George	2011		
Selectmen		Electric Light Commission	
Timothy P. Houten	2010	Charles S. Clinch, III	2010
Christine M. Lindberg	2010	Frank W. Twiss	2011
Richard W. Kassiotis	2010	Kevin J. Kiley	2011
Nancy M. Jones	2012	James W. Kelley	2012
Kosta E. Prentakis	2012	Timothy P. Houten	2012
Constable		Library Trustees	
Paul F. Armitage	2010	Sonja E. Nathan	2010
		Mary Ann Erickson	2011
Board of Assessors		Mary P. Tragert-Toropov	2011
Patricia A. Ohlson	2010	Lois Lane Gianni	2012
Kosta E. Prentakis	2011	Brenda J. Kirwan	2012
Deborah J. Carbone	2012		
School Committee		Housing Authority	
Rock Mastrangelo	2010	Marion Casaburi	2010
James J. Pearl	2010	Ilene Twiss(state apptd.)	2010
Richard J. Harris, Jr.	2011	Barbara Tilton	2011
Teresa P. Buono	2012	Ann Couture	2012
Deidre E. Donarumo	2012	Charles M. Collier	2014
Regional School Committee			
Rodney Pendleton	2010		
Janice M. Lisiak*	2010		
Betsy McGinnity	2011		
Linda M. Richards	2012		

*Appointed to fill a vacancy

MIDDLETON'S APPOINTED OFFICIALS FY2009

Town Administrator
Ira S. Singer 2011

Town Accountant
Andrew Vanni 2010

Custodian of Town Lands
Robert F. Murphy 2010

Treasurer/Collector
Kathleen S. McMahon 2011

Town Counsel
Segal, Edelstein, Bussone & Fallon 2011

Assistant Assessor
Bradford W. Swanson 2009

Administrative Assessor
Nancy W. Russell 2009

Assistant Town Clerk
Kathryn Brochu 2011

Chief of the Fire Department
Director of Emergency Management
Frank W. Twiss

Asst. Emergency Management Director
George W. Nash 2009

Chief of Police
James A. DiGianvittorio

Superintendent of Schools
Bernard F. Creeden, Ed.D.

Building Commissioner
Zoning Enforcement Officer
Fence Viewer & A.D.A. Officer
Richard Bienvenue 2011

Local Building Inspectors
Donald Graves 2009

Local Cable Access Director
Paul A. Pellicelli 2011

Public Health Director
Public Health Sanitarian
Conservation Commission Admin.
Hazardous Waste Coordinator
Derek Fullerton 2011

Assistant Health Agent
Colleen Pelley
Ron Beauregard

Youth Access to Tobacco Inspectors
Diane Pickles
Nancy Smith

Plumbing and Gas Inspector
Ray F. Abbott 2009

Alternate Plumbing & Gas Inspector
Ray Abbott 2009

Inspector of Wires
James Carbone 2009

Alternate Inspector of Wires
James Evans 2009

Town Librarian
Adele Carter

Superintendent of Public Works
Superintendent of Insect Pest Control
Robert N. LaBossiere 2011

Animal Control Officer, Dog Officer &
Inspector of Animals
Elizabeth L. Heckman 2009

Superintendent of Burials
 Florence M. Leary 2009

Veterans' Agent
 Theodore H. Butler 2009

**Executive Director of the
 Middleton Housing Authority**
 Kathleen A. Thurston

Director of the Council on Aging
 Susan Gannon

**Middleton Electric Light
 Department Manager**
 Mark Kelly

**North Shore Regional Vocational
 School District Representative**
 Ellen Weitzler 2010

**Representative to the Metropolitan
 Area Planning Council**
 Christine Lindberg 2012

**Representative to the Ipswich River
 Watershed District Advisory Board**
 Vacancy

**Representative to the Boxford
 State Forest Advisory Board**
 Vacancy

**Representative to the Harold Parker
 State Forest Advisory Board**
 Warren A. Haas, Jr.

Finance Committee
 Antonietta Mertz 2009
 John Mahoney 2009
 George E. Dow, Sr. 2009
 Steven A. Cocciardi 2010
 Michelle Cresta 2010
 John Erickson 2011
 Jill Mann 2011

Conservation Commission
 Dennis Milotzky 2009
 Nathaniel E. Cameron 2010
 Michael G. Sliney 2010
 Fred Zackon 2011
 Anna L. Delmarsh 2011

**Assistant Conservation Commission
 Administrator**
 Pike Messenger 2010

Board of Health
 Paul LeBlanc 2009
 Anthony E. D'Agosta 2011
 George Demeritt 2011
 Robert W. Ambrefe 2011
 John Goodwin 2011

Board of Appeals
 James E. Fox(alternate) 2009
 Craig Hartwell (alternate) 2009
 Nicholas A. Yebba 2009
 Barbara A. Piselli 2010
 Stephen R. Brickett 2011
 Ann Tragert Cote 2012
 Lynn M. Murphy 2013

Scholarship Committee
 Shirley Raynard 2010
 Shirley A. Murphy 2010
 Alice Tierney 2010
 Rodney Pendleton 2010

Registrars of Voters
 James V. Hannon Jr. 2009
 Jennifer Estabrooks 2011
 Mary Jane Morrin 2011
 Sarah B. George(ex officio)

Memorial Day Committee
 Donna Innis
 Theodore Butler
 Scott Saulnier 2011
 Kenneth LeColst 2011

Cultural Council

Kathryn J. Whiton	2012
Leslie W. Bilosz	2012
Laura Reardon	2012
Irene J. Kastrinakis	2012
Paula D. Penta	2012
Jessica Haas-Greus	2012

Robert F. Murphy	2010
Jayne Alfano	2010
Timothy P. Houten	2010
John Erickson	2011
Carl Toumayan	2011
Kosta Prentakis	2011
Robert M. Aldenberg	2011

Council on Aging

Samantha Browne-Marra(alternate)	2009
David Leary, Sr.(alt.)	2009
Francis J. Leary, Jr.	2009
Kathryn Martinuk	2009
Elizabeth E. Racine	2009
Cindy DiBenedetto	2009
John Goodwin	2010
Ethel E. Lee	2010
David Cowie	2010
William Walczak	2011
Nancy Karolides	2011
Lois Lemay	2012

**Liason Representative to the South
Essex Sewerage District**

Vacancy

Flint Library Building Committee

Mary Ann Erickson	2009
Adele Carter(Ex Officio)	2009
Ira S. Singer(Ex Officio)	2009
George E. Dow, Sr.	2009
Melissa Sheriff	2009
Lois Gianni	2009
Roger LeMay	2009
Frank Twiss	2009
Susan Zackon	2009
Eric Clayberg	2009

Recreation Commission

Stacy Fallon (alt.)	2009
Betsy Mahoney	2009
Kevin B. Noyes	2009
Steven McHugh	2009
Gary Marshall	2010
Amie Galuszewski	2010
Sonja Nathan	2011

Community Preservation Committee

Christine Lindberg	2009
Robert Murphy	2009
Maryanne Erickson	2009
Timothy P. Houten	2010
Anna Delmarsh	2010
Steven Cocciardi	2010
Kosta Prentakis	2011
Charles Collier	2011
Mary Tragert	2011

Historical Commission

Scott Saulnier	2009
Robert E. Kelley	2010
Mary Tragert	2010
Sandra Anastasi	2011
Sarah B. George	2011

Cable Television Advisory Committee

Ira S. Singer	2010
Paul Pellicelli	2010
Eric Clayberg	2010
Dennis Revelotis	2010

**Solid Waste Study and
Town Recycling Committee**

Ira Singer	2010
Robert LaBossiere	2010
Robert Porteous	2010
Derek Fullerton	2010
Nancy M. Jones	2010

**Industrial and Commercial
Design Review Committee**

Colin A. Kelly(alternate)	2009
Paul Richardson	2009
Thomas Hood	2010
Michael Watkin	2011

Master Plan Committee

Paul Richardson	2009
Barbara Jesi	2009

Bylaw Review Committee

Richard Bienvenue(ex officio)	2010
Sarah B. George(ex officio)	2010
David Daniels	2010
Mary Tragert	2010
Barbara A. Piselli	2010
Craig Hartwell	2010
Carl Toumayan	2010
Lynn Murphy	2010
Robert Ambrefe	2010
Timothy Houten	2010
Robert M. Aldenberg	2010
Fred Zackon	2010

Municipal Tax Relief Committee

Susan J. Gannon	2009
Robert. F. Murphy	2010
Deborah Carbone	2011
Kathleen S. McMahon	2010

Elementary School Building Committee

Teresa Buono
Scott Downs
Beverly Popielski
Richard White
Nancy M. Jones
Richard Kassiotis
Jill Mann
Christine Lindberg
Rock Mastrangelo
John G. Smith
Frank FitzGerald
Michael Crosby
Jeffrey Appelstein
Stephen Clifford(ex officio)
Bernard Creeden (ex officio)
Michelle Fitzpatrick (ex officio)
Ira S. Singer (ex officio)
Anne M. LeBlanc-Snyder
Kosta Prentakis (alt.)

BOARD OF SELECTMEN AND TOWN ADMINISTRATOR

Fiscal Year 2009 Annual Report

I am pleased to submit this annual report on behalf of the Board of Selectmen. This report will provide a brief summary of the important town government activities and events during the fiscal years 2009. Details of the department and committee functions are contained in the reports that follow.

New housing starts (single family only) by the end of Fiscal Year 2009, (June 30, 2009), were 34. An additional 47 condominium unit foundations were permitted for future construction. With very few new subdivisions, single family home construction will continue to be slow in 2010.

Three smaller residential condominium projects, (Maple Street Condominiums, Riverview Park LLC, and White Cedar Village Estates) with up to 114 units are in the middle stages of construction on Maple, River, and North Main Street.

During fiscal year 2009, Middleton's assessors added only \$20.4 million dollars to the total property tax base of the Town. \$11.4 million dollars was residential construction and \$9,000,000 was in commercial and industrial construction. Construction permits fell from a total of \$21,838,470 in FY 2008 to \$19,761,184 in FY 2009 with \$231,487 collected in various building, plumbing, and electrical permit fees.

The Federal Census now records the population of Middleton at 9,319 inhabitants and the latest population count of the State Department of Revenue is 9,634, including the inmates of the Essex County Jail. For reference, the 1980 Federal Census recorded only 4,173 inhabitants. The 2010 Federal Census will possibly show the population breaking the 10,000 person mark.

The highest growth areas continue to be along North Main Street, River Street, Locust Street and Village Road, East Street, and Peabody Street.

A new small industrial park was completed off Ajootian Way near the Transfer Station on Natsue Way.

FINANCIAL CONDITION AND TOWN DEMOGRAPHICS

The financial condition and strength of a town government in Massachusetts is commonly measured by factors such as: level of free cash, indebtedness, property values, composition of job and tax base, local tax rate, extent and quality of municipal services, especially schools.

Free Cash and Indebtedness

The Town's free cash was certified at \$2,501,608 as of July 1, 2009, (for use in FY 2010). The Town uses approximately \$500,000 of free cash each year to fund a portion of the Capital Improvement Budget and \$250-300,000 to fund a small portion of the following year's operating budget (less than 3%) and to reduce the tax rate. Middleton's free cash (surplus) remains at a comfortable and safe

level when compared to comparable communities in the Commonwealth. The Finance Committee is building a larger Stabilization Fund to finance capital improvements in the coming years.

The total long-term indebtedness at year-end on June 2009 was **\$10,693,475**, an increase of \$760,911, due to the issuance of the debt for the Flint Public Library addition. In addition to those amounts, Middleton's share of the Masconomet Regional School system at June 30, 2009 was \$1,104,516. The Town is subject to a dual debt limit under state law of 5% and (10% with approval of the State Emergency Finance Board) of the valuation of taxable property. As of June 30, 2009, the Town may issue approximately **\$85,610,964** of additional debt service under the normal (5%) debt limit (total real and property valuation for Fiscal Year 2010 equals \$1,575,444,537) because \$1,251,564 of the debt outstanding at June 30, 2009 is exempt from the debt limit.

Tax Rate

Middleton's tax rate compares very favorably within the region as the table below demonstrates. Middleton's tax rate is on average **26% lower** than neighboring communities. The business and commercial tax rate in Middleton is on average **44% lower** than neighboring communities. This means that if you owned a home with a \$500,000 valuation, you would pay **\$945 more** if you lived in Topsfield than in Middleton, **\$1,200 more** in Hamilton, and **\$525 more** in North Reading, and **\$385 more** in North Andover. A business with a valuation of \$2,000,000 would pay anywhere from **\$3,780 more** in taxes in Topsfield to **\$23,320 more** in Salem than in Middleton.

<u>Ten Community (North Shore) Fiscal Year 2009 Property Tax Rates</u>							
<i>Town or City</i>	<i>Residential Rate</i>		<i>Commercial Rate</i>		<i>Two Rate Average</i>	<i>% Higher or Lower</i>	<i>*</i>
Middleton	\$10.99		\$10.99		\$10.99		
Topsfield	\$12.88		\$12.88		\$12.88	17.2%	Higher
Danvers	\$11.21		\$16.60		\$13.91	26.6%	Higher
N Reading	\$12.04		\$12.04		\$12.04	9.6%	Higher
Salem	\$12.92		\$24.54		\$18.73	70.4%	Higher
Beverly	\$10.86		\$19.41		\$15.14	37.8%	Higher
Peabody	\$9.30		\$18.03		\$13.67	24.4%	Higher
N Andover	\$11.76		\$16.69		\$14.23	29.5%	Higher
Hamilton	\$15.23		\$15.23		\$15.23	38.6%	Higher
Boxford	\$11.76		\$11.76		\$11.76	7.0%	Higher
Ten Town Averages	\$11.90		\$15.82		\$13	26.1%	Higher*

** Higher than Middleton's combined rate of \$10.99*

Job Base, Economic Development and Property Values and Proposition 2-1/2 Overrides

According to the State Department of Training and Employment as of November 30, 2009, there were more than 3,607 jobs in 326 establishments within the Town of Middleton in 2009. Unemployment was 8.1% (compared to a 9.5% rate for the Commonwealth) with about 355 people within our labor force of 4,375 without a job. The largest employers were manufacturing, trade, transportation, and utilities with 1,367 jobs, professional and business services with 595 jobs, construction with 452 jobs, and education and health services with 660 jobs. The above figures do not include employment with the Town, North Shore Vocational School, or Essex County Prison. This diversification of local employment contributes to Middleton's economic strength.

Other job growth (primarily retail) has slowed along the North and South Main Street development corridor, and there were job losses in retail scattered uniformly throughout this corridor.

The combined values of all property in Fiscal 2009 decreased to \$1,575,444,537 adjusted to the January 1, 2008 market property values. Total property growth of \$33,724,530 fell precipitously from the previous record year of 69,663,680. \$18,338,144 was from residential development, another \$4,515,479 from personal property growth, and \$10,870,907 from commercial development. Residential development accounts for more than 81% of the tax base.

Past studies have affirmed the fact that it costs the Town only about fifty cents of every dollar business pays in taxes to provide them municipal services. This is because businesses do not impact enrollment in local schools at a per pupil cost of more than \$10,000.

Proposition 2-1/2 Ballot Questions

There are many misconceptions about Proposition 2-1/2. The law was intended to give voters more opportunities to approve or veto spending for large local projects and as a control for the growth of municipal operating budgets funded by property taxes.

Since its adoption in 1979, some communities have routinely approved dozens of overrides while others have not placed an override question on a local ballot. Proposition 2-1/2 override votes must be approved in a two-part process by the local legislative body (town meeting, town or city council) and by the voters at a municipal election. Larger communities with significant debt service approved prior to the adoption of Proposition 2-1/2 in 1979 did not need to use the law to fund new debt service as long as the new debt levels did not exceed retiring principal and interest payments. Smaller communities like Middleton did not have much if any debt at that time and did not have any debt service already built into the local budget. That is part of the reason there are many more override votes on the ballot in smaller communities.

Most fast growing communities do not have sufficient funds to pay for increased operating budget costs and the costs of new debt service for new schools and municipal buildings.

As the costs of newer schools and municipal facilities grow, there are increasingly more communities with the need to raise additional revenues to pay for them. Retiring debt service for a twenty year bond issue for a new school built in the 1970's for three or four million dollars does not provide enough funds to pay for the mega-projects of today with price tags of ten times those amounts. This

is why we neighboring communities no longer have the capacity to fund multi-million dollar school building projects within the fiscal constraints of Proposition 2-1/2, (without cutting deeply into the town and school's annual operating budgets).

The placement of a question on a ballot for a Proposition 2-1/2 Override Vote should not be viewed as a positive or negative sign, or a measure of the condition of a local government's finances. Initiated by a petition through Citizens for Limited Taxation, Proposition 2-1/2 is merely a mechanism to insure broad based citizen support for any large increases in local spending and property taxation. In fact, the original law was amended a few years ago to provide an "underride" mechanism for those wishing to reduce their local property taxes from current levels. Negative stigmas associated with the placement of a Proposition 2-1/2 override vote on the ballot have made it more difficult for the law to work in the manner it was intended.

Wall Street bonding companies that rate municipal government fiscal capacity like Moody's and Standard and Poors routinely give communities that have successfully overridden Proposition 2-1/2 higher ratings when issuing new debt. They view an override vote as adding to the capacity of a town or city to pay off debt service on time without defaulting.

How does Middleton compare to statewide trends regarding number of override votes on the ballot and percentage of those passing and failing? The answer is about average. Over the past ten years, Middleton has placed twenty-five various overrides on the ballot with about 35% passing and 65% failing. Voters have approved \$604,993 in operating budget overrides, a 1% CPA surcharge and rejected an additional \$1,273,894 in operating budget overrides. Debt service overrides have resulted in the about the same approval and failure rate with the Town recently approving a Library Debt Service Override, and approving an Elementary School Building Override in May of 2009 after unsuccessful attempts in 2002 and 2007.

The conclusion drawn from this history of override votes clearly shows Proposition 2-1/2 laws are working in the Town of Middleton. Voters approve spending when they wish to pay for additional services or facilities and simply reject them when they choose not to fund them.

PUBLIC IMPROVEMENTS AND OPEN SPACE PRESERVATION

Many important construction projects and roadway improvements are under way or in various stages of plan development. Here is the status of some of the larger ones.

New Elementary School

In 2006, the School Building Committee completed a second feasibility study and recommended that a new elementary school be constructed on Town owned land off Locust Street to replace the aging and overcrowded Howe Manning School. At an estimated Town cost (after the 64% State Grant) of less than \$8,000,000 for the new school, Committee members warned residents that the local costs of school construction would only continue to escalate as a result of inflation and a major change in the state school construction funding program. Voters rejected this proposal on October 24, 2006 and November 7, 2006, through the defeat of the debt service override required to fund construction. The Selectmen reorganized and recharged the School Building Committee, (then called the Children's School Space Study Committee), to re-examine all other options for cost effectively providing new

school space within the elementary system. In 2008 and 2009 a third feasibility study was completed and the recommendation of the recharged School Building Committee resulted in a proposal to build a new elementary school behind the existing Howe-Manning School on Central Street.

This proposal was approved in May of 2009 and a \$16,500,000 grant was secured from the Massachusetts School Building Authority to pay for 52.4% of the total estimated costs of \$32,000,000. Design will be completed in 2009 and the project will be bid in late winter with construction beginning in May.

Soccer and Baseball Field Construction

The State Receiver of the Rubchinuk Landfill constructed a full sized soccer field next to the capped landfill and authorized it to be used by the Town. Town officials obtained title to this property in June of 2009. The Selectmen negotiated with the State Receiver to permit the use of additional land adjacent to the soccer field parking lot for development of new athletics fields and facilities. This new field complex, when constructed in 2010 and 2011, will help provide badly needed space for the Town's rapidly expanding youth soccer and baseball programs.

Flint Library Reconstruction

After a long and competitive application process, the Town was notified of a grant award in January of 2004 from the Massachusetts Board of Library Commissioners for the Flint Library expansion project in the amount of \$2,400,000. The voters approved an override and construction began on the \$7 million dollar expansion and renovation in March of 2008. The new expanded library was re-opened in the fall of 2009 offering a new 120 seat public meeting/ activity room, beautiful new and spacious children's library, and a total of 15,000 square feet of new space, book shelves, and resource rooms added to the 7,500 sq. ft original Flint Library constructed in 1890. Library membership and usage has greatly increased since the reopening and a diverse group of community groups are regularly meeting in the new community room known as the Beverly Hospital Meeting Room in recognition of their generous donation to the Friends of the Flint Library in behalf of the building project.

Fire Station/Police Station Expansion

A study committee was appointed by the Board of Selectmen in 2002 with the charge of making recommendations on the feasibility of building a new combined public safety building to accommodate the growing needs of the fire and police departments. The Committee did not meet in FY 2009 and needs to be reactivated. The Selectmen have been working with Middleton's legislative delegates to lobby for state grant monies and a land grant within the Town that would provide for a new combined public safety building. This remains on the list of priorities for the Town since the existing Fire and Police Stations are overcrowded, and vastly undersized to meet today's needs, and to house existing equipment, apparatus, and most importantly, the town's dedicated group of police officers and fire fighters.

Open Space and Municipal Land Acquisitions

The Town, through the Conservation Commission, is continuing efforts to acquire land for wetlands and open space preservation. A 32 acre parcel off East Street, adjacent to Nichols Brook and other lands owned by the Essex Greenbelt Association, was transferred to the Town for conservation purposes and passive recreation uses.

Water Supply Expansion and New Restrictive State Regulations

The withdrawal of further water from the Ipswich River Watershed to serve the joint water supply of the towns of Danvers and Middleton is strictly prohibited by the State Department of Environmental Protection. The purchase of additional supply from nearby systems is not a viable option because the State does not, as a policy, approve of water transfers between basins and watersheds.

Middleton and Danvers have appealed the State Department of Environment's issuance of the new ten year Water Withdrawal Permits under the State Water Management Act and are working out a consent agreement for a permit which will expire in 2009.

Since the entire Town of Middleton lies within the Ipswich River Watershed Basin, the DEP seeks to prohibit the withdrawal of further water from any above or below ground water source anywhere in Middleton, regardless of whether the water being sought to augment the water supply for the two towns actually flows into or near the Ipswich River. The State has also mandated that the Town of Middleton control the development and use of private wells and water supplies under the same premise.

The Towns have implemented an aggressive conservation program to reduce consumption wherever possible. Middleton adopted water irrigation and conservation bylaws at the 2005 and 2007 Annual Town Meetings.

Community Preservation Act

By a wide margin at the Annual Town Election in May 2004, voters approved the adoption of the Community Preservation Act at a 1% assessment rate. Funds raised locally have been matched by the State on a dollar for dollar ratio and must be used to purchase open space, preserve historic buildings and landscapes, and create affordable housing. The Town's first purchase of open space using this resource was completed in the December 2004; The Town purchased from Thomas and Virginia Hagen a 1.5-acre parcel on Maple Street to extend the Town Common behind Memorial Hall. Funds for historic preservation of the Flint Library were also used in the two fiscal years of 2007 and 2008.

Other Administrative Business

The Board of Selectmen held and attended bi-weekly meetings to approve the weekly bills, resolve citizen complaints, conduct license and permit hearings, and review and formulate the municipal budget and all policy matters. In addition joint meetings were held with the Finance Committee, all three School Committees, Master Plan Committee, Conservation Commission, School Building Advisory Committee, Library Building Advisory Committee, and Recreation Commission to work on issues of mutual concern and interest.

Representatives of the Selectmen attended meetings of and participated in the Essex Agricultural and North Shore Technical School Merger Study Committee, Water Advisory Committee, Massachusetts Selectmen's Association, Masconomet School Committee, Annual Meeting of the Massachusetts Municipal Association, Masconomet Budget Committee, Master Plan Committee, and School Building Committee, and Town Bylaw Study Committee.

Some of the most time-consuming and noteworthy activities of the Board of Selectmen and the Town Administrator during fiscal year 2009 included:

- Secured a \$16,500,000 grant from the Massachusetts School Building Authority for construction of a new elementary school.
- Held numerous special meetings to review the Fiscal Year 2009 Budget and Capital Improvement Plan, including many Saturday sessions.
- Administered the seventeenth year of an Essex Home Consortium Grant Program with federal funds. This program awards loans to low and moderate income homeowners to make life safety code repairs to their properties.
- Closed out a \$200,000 State Septic Improvement Loan Program to loan homeowners funds to bring their septic systems in compliance with Title Five and reduce groundwater pollution to nearby streams, rivers, and ponds.
- Awarded a contract to replace all of the historic wooden trim and dentils on the exterior of Memorial Hall to preserve the architectural integrity of the Town's 1860's era elementary school, today continuing to serve taxpayers as Town Hall.
- Submitted two requests for "shovel ready" federal stimulus funding including the new Howe-Manning School and a request to fund a new Public Safety Building
- Worked with the Regional Organizing Committee for Regional Dispatch to provide broad based public safety dispatching services to residents at a reduced cost through the Essex County Sheriff's Headquarters and Offices.
- Met with the Planning Board, Town Bylaw Study Committee and Master Plan Committee to develop a new "Adult Entertainment District Control and Restriction Bylaw" to propose to the 2009 Annual Town Meeting.
- Renamed the Middleton Pumpkin Festival as the "Middleton Pumpkin Festival Founded by Geraldine Shipley and Georgia Lewis"
- Welcomed the construction and opening of the MIT High Performance Research Computing Facility on Manning Road where the former Bates Accelerator site will be used for the analysis of data from the large Hadron Collider experiment conducted at the CERN in Switzerland.

- Adopted a formal “Naming Policy” with guidelines to determine the naming of new or existing public places such as streets, buildings, parks, and other publicly owned infrastructure.
- Established a local fuel assistance program for families and elderly in need.
- Attended meetings of the Massachusetts Selectmen’s Association and Massachusetts Municipal Association. The interaction with Selectmen statewide allows Board members to compare neighboring community services and policies, and learn about the latest cost effective and innovative ways in which to improve services to residents.
- The Town Administrator served as a member and Chairman of the Board of Directors of the Massachusetts Interlocal Insurance Association that provides all types of insurance to Middleton and more than 300 municipalities across the Commonwealth. MIIA’s innovative credits for effective loss control and promotion of employee health are key components of keeping the costs of insurance reasonable and manageable.
- Met with new State Representatives Bradford Jones and Bradley Hill and State Senator Bruce Tarr to support legislation in the best interest of the Town. Middleton is split into two legislative districts and all three individuals continue to show great interest in our community and have been extremely responsive to Middleton’s needs and issues.
- Met several times with Department of Youth Services Commissioner Jane Tewksbury to review the State Agency’s plans to build a new \$40 million dollar Regional Youth Services Facility on the Middleton Colony campus of the former Danvers State Hospital property. At the request of town officials, the State has agreed as part of the overall regional facility, to build a gymnasium which will be available to the Town for public meetings and recreational activities.
- Held numerous meetings and hearings and negotiated a 15 year cable franchising license with Verizon for the installation of their new high speed video service called FIOS to provide a second competitive choice for Middleton cable television customers.
- Negotiated leases with the highest bidders for construction of cellular telephone towers on two town owned properties at the Transfer Station and DPW Building. The new leases will generate more than \$750,000 in new revenues to the Town over the life of the long term lease.
- Negotiated collective bargaining contracts for labor unions striking a balance between paying productive town employees fair and livable wages while not burdening taxpayers with excessive settlement costs.
- Maintained a bond rating of “AA3” from Wall Street’s Moody’s Investors Rating Service.
- Obtained a State Grant of \$50,000 to install a Pedestrian Crossing Light on South Main Street near the Fuller Meadow School and Richardson’s dairy and retail business plaza.

As I begin my twenty-seventh year as Town Administrator, I extend my sincere thanks and deep appreciation to the Board of Selectmen, my Administrative Secretary Donna Innis, department heads,

employees, committee chairpersons, and residents of Middleton for their support, advice, ideas and as always-good guidance.

It continues to be a pleasure to work with the many Middleton people who unselfishly contribute so much to the well being of this outstanding community.

Ira S. Singer
Town Administrator
In Behalf of the Board of Selectmen

Kosta E. Prentakis, Chairperson
Nancy M. Jones
Timothy Houten
Christine Lindberg
Richard Kassiotis

TOWN OF MIDDLETON-- STATE PRIMARY ELECTION -- SEPTEMBER 16,

	PRECINCT ONE	PRECINCT TWO	GRAND TOTAL
Total Voters	2742	2332	5074
Democratic Ballots Cast	241	196	437
Republican Ballots Cast	56	36	92
Total Ballots Cast	297	232	529
% Voting			10%

DEMOCRATIC PRIMARY

OFFICE/QUESTION	PRECINCT ONE	PRECINCT TWO	GRAND TOTAL
Senator in Congress			
John F. Kerry	145	111	256
Edward J. O'Reilly	93	84	177
All Others	0	0	0
Blanks	3	1	4
Representative in Congress			
John F. Tierney	187	146	333
All Others	2	2	4
Blanks	52	48	100
Councillor			
Mary-Ellen Manning	50	29	79
Timothy P. Houten	174	154	328
All Others	0	0	0
Blanks	17	13	30
Senator in General Court			
All Others	1	5	6
Blanks	240	191	431
Rep. in General Court--Pct. 1			
Claire Paradiso	20		20
All Others	2		2
Blanks	219		219
Rep. in General Court--Pct. 2			
Donald Bumiller		122	122
Claire M. Paradiso		1	1
All Others		0	0
Blanks		73	73
Register of Probate			
Pamela Casey O'Brien	160	125	285
All Others	0	0	0
Blanks	81	71	152

REPUBLICAN PRIMARY

OFFICE/QUESTION	PRECINCT ONE	PRECINCT TWO	GRAND TOTAL
Senator in Congress			
Jeffrey K. Beatty	53	29	82
All Others	0	0	0
Blanks	3	7	10
Representative in Congress			
Richard A. Baker	49	29	78
All Others	0	0	0
Blanks	7	7	14
Councillor			
All Others	4	0	4
Blanks	52	36	88
Senator in General Court			
Bruce E. Tarr	54	35	89
All Others	0	0	0
Blanks	2	1	3
Rep. in General Court--Pct. 1			
Bradley H. Jones, Jr.	53		53
All Others	0		0
Blanks	3		3
Rep. in General Court--Pct. 2			
Bradford R. Hill		33	33
All Others		0	0
Blanks		3	3
Register of Probate			
All Others	2	0	2
Blanks	54	36	90
Total	56	36	92

TOWN OF MIDDLETON -- STATE ELECTION -- NOVEMBER 4, 2008

Total Voters	2940	2520	5460
Total Ballots Cast	2392	1976	4368
% Voting			80%

OFFICE/QUESTION	PRECINCT ONE	PRECINCT TWO	GRAND TOTAL
Electors of President and Vice President			
Baldwin and Castle	3	3	6
Barr and Root	9	6	15
McCain and Palin	1272	994	2266
McKinney and Clemente	7	3	10
Nader and Gonzalez	17	10	27
Obama and Biden	1043	939	1982
Clinton	5	5	10
All Others			0
Blanks	36	16	52
Total	2392	1976	4368
Senator in Congress			
John F. Kerry	1233	1035	2268
Jeffrey K. Beatty	1023	820	1843
Robert J. Underwood	63	51	114
All Others			0
Blanks	73	70	143
Total	2392	1976	4368
Representative in Congress			
John F. Tierney	1413	1179	2592
Richard A. Baker	849	700	1549
All Others			0
Blanks	130	97	227
Total	2392	1976	4368
Councillor			
Mary-Ellen Manning	1574	1289	2863
Houten	8	3	11
All Others			0
Blanks	810	684	1494
Total	2392	1976	4368

OFFICE/QUESTION	PRECINCT ONE	PRECINCT TWO	GRAND TOTAL
Senator in General Court			
Bruce E. Tarr	1789	1426	3215
All Others			0
Blanks	603	550	1153
Total	2392	1976	4368
Rep. in General Court--Pct. 1			
Bradley H. Jones, Jr.	1351		1351
Claire Paradiso	764		764
All Others			0
Blanks	277		277
Total	2392		2392
Rep. in General Court--Pct. 2			
Bradford R. Hill		992	992
Donald Bumiller		767	767
All Others			0
Blanks		217	217
Total		1976	1976
Register of Probate			
Pamela Casey O'Brien	1559	1270	2829
All Others			0
Blanks	833	706	1539
Total	2392	1976	4368
Question 1 (Reduce Taxes)			
Yes	865	751	1616
No	1492	1178	2670
Blanks	35	47	82
Total	2392	1976	4368
Question 2 (Marijuana)			
Yes	1477	1206	2683
No	875	733	1608
Blanks	40	37	77
Total	2392	1976	4368
Question 3 (Greyhounds)			
Yes	1047	954	2001
No	1301	976	2277
Blanks	44	46	90
Total	2392	1976	4368

ANNUAL TOWN MEETING--May 12 2009

On Tuesday, May 12, 2009, voters of the Town of Middleton met in the North Shore Technical High School Auditorium, 30 Logbridge Road. At 8:08 pm Moderator Henry Tragert welcomed voters to the 281st Annual Town Meeting and declared that a quorum was present. (It was later shown that 942 voters were in attendance.)

After the Return of Service of the Warrant was read by Town Clerk Sarah George, Middleton Boy Scout Troop 19 presented the colors and led the Meeting in the Pledge of Allegiance. The Moderator asked the Meeting for a moment of silence to reflect on the loss in the past year of three townspeople who were active in town government: Mary Hocter, member of the Board of Registrars of Voters, election official, and school employee; her son Joe Hocter, former Selectman and advocate for the handicapped; and Dr. Joseph Carroll, former superintendent of the Masconomet School District. He also recognized new Treasurer/Collector Kathleen McMahon, and thanked retiring Dr. Claire Shef-Kohn for her years of service as Superintendant of the Masconomet School District.

After the Moderator reviewed the ground rules for Town Meeting, the articles on the Warrant were disposed of as follows:

Article 1: To hear and act on Committee Reports: Kevin Kiley, Middleton Electric Light Commission Chairman gave a report on the Commission's investigation into the viability and feasibility of building a peaking power plant in Middleton. He also presented a plaque to Richard W. Kassiotis in appreciation of his 18 years of service on the Commission.

Article 2: On petition of the Treasurer to see if the Town will vote to authorize the Town Treasurer with the approval of the Selectmen to borrow money from time-to-time in anticipation of the revenue of the financial year beginning July 1, 2009 in accordance with the provisions of Massachusetts General Laws, Chapter 44, Section 17.

The Finance Committee recommended adoption of Article 2 because this authority is essential to the proper fiscal planning for the Town. The Meeting voted unanimously to adopt Article 2.

Article 3: On petition of the Board of Selectmen acting in the capacity of the Personnel Board to see if the Town will vote to amend the Town Consolidated Personnel Plan SECTION 7.08 as follows:

(See following pages)

Article 4: Omnibus Budget

(See following pages)

Article 3: The Finance Committee recommended adoption of Article 3. After considerable discussion a voice vote was taken. The Moderator's call that the motion had carried by a majority was challenged, and a counted vote was taken. The results were: Yes—583; No—153. The motion carried by a majority.

**Town of Middleton Compensation Plan For Non-Union
Town Employees For Fiscal Year 2010**

Position/Title:	Voted Effective: July 1, 2008	Proposed July 1, 2009
Town Officials (Elected)		
Town Moderator	\$100/Yr.	\$100/Yr.
Town Constable	\$100/Yr.	\$100/Yr.
Town Clerk	\$55,280/Yr.	\$56,939/Yr.
Selectman-Chairman	\$2,100/Yr.	\$2,100/Yr.
Selectman	\$1,600/Yr.	\$1,600/Yr.
School Committee Member	\$600/Yr.	\$600/Yr.
Assessor - Each Member *	\$2,000/Yr.	\$2,000/Yr.

* Range of \$500-\$2,000 depending upon education/training level

Other Appointed Town & School Official Salaries (Not Subject to Approval of Compensation Plan)

These positions are included for informational purposes only (as salaries are set by contract and other statutes)

	<u>Approved FY 2009: Proposed FY 2010:</u>	
Masconomet Chief Financial Officer	\$132,810/Yr.	*
Masconomet School Superintendent	\$177,860/Yr.	*
Masconmet High School Principal	\$121,182/Yr.	*
Masconomet Middle School Principal	\$110,564/Yr.	*
Tri-Town School Union Superintendent	\$127,220/Yr.	*
Tri-Town School Union Business Manager	\$106,500/Yr.	*
Fuller Meadow School Principal	\$98,870/Yr.	*
Howe Manning School Principal	\$104,420/Yr.	*
Middleton Electric Light Manager	\$134,768/Yr.	\$140,833/Yr.
Town Administrator	\$105,000/Yr.	\$110,000/Yr.
Fire Chief	\$99,833/Yr.	\$102,723/Yr.
Police Chief	\$106,541/Yr.	\$109,738/Yr.
Town Accountant	\$73,185/Yr.	\$75,385/Yr.
Treasurer/Collector	\$60,000/Yr.	\$63,000/Yr.
Assessor/Appraiser	\$62,000/Yr.	\$64,000/Yr.
Library Director	\$59,134/Yr.	\$60,908/Yr.
Building Commissioner	\$73,500/Yr.	\$75,500/Yr.
Superintendent of Public Works	\$86,000/Yr.	\$90,080/Yr.
Public Health Director	\$66,500/Yr.	\$68,495/Yr.
Cable PEG Access Director	N.A.	\$19,760/Yr.

*Not established by printing deadline

Non-Union Employees and Other Town Appointees

Census Workers	\$1,050/Yr.	\$1,050/Yr.
Poll Officers	\$14.48/Hr.	\$14.91/Hr.
Poll Workers	\$10.33/Hr.	\$10.63/Hr.
Superintendent of Burials	\$500/Yr.	\$500/Yr.
Registrar of Voters	\$95/Election	\$95/Election
Clerk-Registrar of Voters	\$250/Yr.	\$250/Yr.

**Town of Middleton Compensation Plan For Non-Union
Town Employees For Fiscal Year 2010**

Position/Title:	Voted Effective: July 1, 2008	Proposed July 1, 2009
Clerical Staff (All Departments)		
Step I	\$14.82/Hr.	\$15.27/Hr.
Step II	\$15.85/Hr.	\$16.33/Hr.
Step III	\$16.55/Hr.	\$17.05/Hr.
Step IV	\$17.14/Hr.	\$17.65/Hr.
Step V	\$17.41/Hr.	\$17.93/Hr.
Committee and Board Secretaries	\$109/Meeting	\$109/Meeting

Finance and Administration

Administrative Secretary	\$45,435/Yr.	\$46,744/Yr.
Custodian of Town Lands	\$1,944/Yr.	\$2,002/Yr.
Administrative Assessor	\$40,000/Yr.	\$41,200/Yr.
Assistant Town Clerk	\$31,115/Yr.	\$32,025/Yr.

Health and Human Services

Public Health Nurse	\$30.00/Hr.	\$30.90/Hr.
Conservation Commission Agent	\$20,918/Yr.	\$21,546/Yr.
Veteran Service Officer	\$11,113/Yr.	\$11,669/Yr.

Council on Aging

Council on Aging Director	\$40,905/Yr.	\$42,132/Yr.
COA Outreach Worker	\$15.27/Hr.	\$15.72/Hr.
COA Van Driver	\$14.75/Hr.	\$15.19/Hr.
Meal Site Coordinator	\$17.73/Hr.	\$18.26/Hr.
Reserve: Drivers and Meal Site Employees	\$11.30/Hr.	\$11.64/Hr.
Medical Transportation Drivers	\$10.28/Hr.	\$10.59/Hr.
Coordinator/Secretary	\$16.68/Hr.	\$17.18/Hr.
Janitor	\$12.67/Hr.	\$13.05/Hr.

Public Safety

Animal Control Officer	\$23,915/Yr.	\$24,822/Yr.
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**Town of Middleton Compensation Plan For Non-Union
Town Employees For Fiscal Year 2010**

Position/Title:	Voted Effective: July 1, 2008	Proposed July 1, 2009
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Public Works

Deputy Superintendent	\$65,100/Yr.	\$67,053/Yr.
CDL Plow/Sander Operator	\$21.17/Hr.	\$21.81/Hr.
Part Time Truck Driver	\$12.37/Hr.	\$12.74/Hr.
Part Time Laborer	\$10.35/Hr.	\$10.66/Hr.
Transfer Station Gate Attendant	\$12.79/Hr.	\$13.17/Hr.

Inspections

Wiring Inspector	\$15,806/Yr.	\$16,280/Yr.
Gas/Plumbing Inspector	\$9,811/Yr.	\$16,280/Yr.
Alternate Inspectors:	\$22.56/Hr.	\$23.24/Hr.
Wiring, Health and Building		

Flint Public Library

Assistant Director		
Step 1	\$18.61/Hr.	\$19.17/Hr.
Step 2 (6 months)	\$19.43/Hr.	\$20.01/Hr.
Step 3 (18 months)	\$20.30/Hr.	\$20.91/Hr.
Step 4 (30 months)	\$20.86/Hr.	\$21.49/Hr.
Step 5 (54 months)	\$21.19/Hr.	\$21.83/Hr.

Adult Services Librarian
Children's Librarian
Reference Librarian

Step 1	\$16.27/Hr.	\$16.76/Hr.
Step 2 (6 months)	\$17.14/Hr.	\$17.65/Hr.
Step 3 (18 months)	\$17.81/Hr.	\$18.34/Hr.
Step 4 (30 months)	\$18.35/Hr.	\$18.90/Hr.
Step 5 (54 months)	\$18.61/Hr.	\$19.17/Hr.
Library Building Custodian	\$16.66/Hr.	\$17.16/Hr.
Pages	\$8.75-\$9.34/Hr.	\$9.01-\$9.62/Hr.

Summer Recreation Program

Program Director	\$17.72/Hr.	\$17.72/Hr.
Program Assistant	\$12.03/Hr.	\$12.03/Hr.
Recreation Assistants	\$8.04/Hr.	\$8.04/Hr.

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommend FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 100: GENERAL GOVERNMENT					
Department #114 TOWN MODERATOR					
5100 Personal Services	100	100	100	\$100	\$100
DEPARTMENT TOTAL	\$100	\$100	\$100	\$100	\$100
Department #122 SELECTMEN/ADMINISTRATOR					
5100 Personal Services	155,267	161,435	167,744	167,744	167,744
5200 Purchase of Services/Supplies	57,700	58,250	55,040	55,040	55,040
DEPARTMENT TOTAL	\$212,967	\$219,685	\$222,784	\$222,784	\$222,784
Department #131 FINANCE COMMITTEE					
5100 Personal Services	1,697	1,744	1,744	1,744	1,744
5200 Purchase of Service/Supplies	50,359	100,359	100,359	100,359	100,359
DEPARTMENT TOTAL	\$52,056	\$102,103	\$102,103	\$102,103	\$102,103
Department #135 TOWN ACCOUNTANT					
5100 Personal Services	94,655	99,255	102,059	102,059	102,059
5200 Purchase of Services/Supplies	5,240	5,290	5,290	5,290	5,290
5800 Capital Outlay	1,300	1,300	1,300	1,300	1,300
DEPARTMENT TOTAL	\$101,195	\$105,845	\$108,649	\$108,649	\$108,649
Department #141 ASSESSORS					
5100 Personal Services	120,813	125,718	130,898	130,898	130,898
5200 Purchase of Services/Supplies	21,910	20,635	18,930	18,930	18,930
5800 Capital Outlay	1,000	1,000			
DEPARTMENT TOTAL	\$143,723	\$147,353	\$149,828	\$149,828	\$149,828

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommend FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 100: GENERAL GOVERNMENT					
Department #145 TREASURER/COLLECTOR					
5100 Personal Services	133,490	142,618	142,827	142,827	142,827
5200 Purchase of Services/Supplies	41,400	41,400	39,400	39,400	39,400
DEPARTMENT TOTAL	\$174,890	\$184,018	\$182,227	\$182,227	\$182,227
Department #146 CUSTODIAN OF TOWN LANDS					
5100 Personal Services	1,892	1,944	2,002	2,002	2,002
DEPARTMENT TOTAL	\$1,892	\$1,944	\$2,002	\$2,002	\$2,002
Department #151 TOWN COUNSEL					
5200 Purchase of Services	34,876	35,835	36,910	36,910	36,910
DEPARTMENT TOTAL	\$34,876	\$35,835	\$36,910	\$36,910	\$36,910
Department #161 TOWN CLERK					
5100 Personal Services	83,978	86,395	88,964	88,964	88,964
5200 Purchase of Services/Supplies	4,600	4,650	4,565	4,565	4,565
5800 Capital Outlay	1,500	1,500	1,500	1,500	1,500
DEPARTMENT TOTAL	\$90,078	\$92,545	\$95,029	\$95,029	\$95,029
Department #162 ELECTIONS/ REGISTRATIONS					
5100 Personal Services	8,529	11,968	6,081	6,081	6,081
5200 Purchase of Services/Supplies	5,075	8,100	5,400	5,400	5,400
DEPARTMENT TOTAL	\$13,604	\$20,068	\$11,481	\$11,481	\$11,481

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommend FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 100: GENERAL GOVERNMENT					
Department #171 CONSERVATION COMMISSION					
5100 Personal Services	27,808	28,418	23,923	23,923	23,923
5200 Purchase of Services/Supplies	3,300	3,300	3,300	3,300	3,300
DEPARTMENT TOTAL	\$31,108	\$31,718	\$27,223	\$27,223	\$27,223
Department #175 PLANNING BOARD					
5100 Personal Services	15,333	16,369	1,308	1,308	1,308
5200 Purchase of Services/Supplies	5,150	5,150	3,950	3,950	3,950
DEPARTMENT TOTAL	\$20,483	\$21,519	\$5,258	\$5,258	\$5,258
Department #176 BOARD OF APPEALS					
5100 Personal Services	18,123	19,243	19,692	19,692	19,692
5200 Purchase of Services/Supplies	10,950	10,950	8,950	8,950	8,950
DEPARTMENT TOTAL	\$29,073	\$30,193	\$28,642	\$28,642	\$28,642
Department #181 MASTER PLAN COMMITTEE/ LAND ACQUISITION					
5100 Personal Services	1,900	1,962	1,962	1,962	1,962
5200 Purchase of Services	6,200	6,200	1,200	1,200	1,200
DEPARTMENT TOTAL	\$8,100	\$8,162	\$3,162	\$3,162	\$3,162

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommends FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 100: GENERAL GOVERNMENT					
Department #192 TOWN BUILDINGS					
5100 Personal Services		32,920	33,908	33,908	33,908
5200 Purchase of Services/Supplies	53,660	56,380	56,380	56,380	56,380
5800 Capital Outlay	600	600	600	600	600
DEPARTMENT TOTAL	\$54,260	\$89,900	\$90,888	\$90,888	\$90,888
TOTAL GEN. GOVERNMENT FUNCTION 100	\$968,405	\$1,090,988	\$1,066,286	\$1,066,286	\$1,066,286
FUNCTION 200: PUBLIC SAFETY					
Department #210 POLICE DEPARTMENT					
5100 Personal Services	1,062,011	1,106,095	1,118,832	1,118,832	1,118,832
5200 Purchase of Services/Supplies	142,732	160,372	165,977	165,977	165,977
5800 Capital Outlay	49,800	49,800	49,800	49,800	49,800
DEPARTMENT TOTAL	\$1,254,543	\$1,316,267	\$1,334,609	\$1,334,609	\$1,334,609
Department #220 FIRE DEPARTMENT					
5100 Personal Services	1,216,283	1,260,271	1,287,349	1,287,349	1,287,349
5200 Purchase of Services/Supplies	143,291	156,621	158,221	158,221	158,221
5800 Capital Outlay	11,965	14,300	14,300	14,300	14,300
DEPARTMENT TOTAL	\$1,371,539	\$1,431,192	\$1,459,870	\$1,459,870	\$1,459,870

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommend FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 100: GENERAL GOVERNMENT					
Department #241 INSPECTIONS DEPARTMENT					
5100 Personal Services	137,659	143,135	154,085	154,085	154,085
5200 Purchase of Services/Supplies	21,125	23,675	23,900	23,900	23,900
5800 Capital Outlay	1,500		0	0	0
DEPARTMENT TOTAL	\$160,284	\$166,810	\$177,985	\$177,985	\$177,985
Department #291 CIVIL EMERGENCY PREPAREDNESS					
5200 Purchase of Services	100				
DEPARTMENT TOTAL	\$100	\$0	\$0	\$0	\$0
Department #292 ANIMAL CONTROL					
5100 Personal Services	22,552	23,915	24,822	24,822	24,822
5200 Purchase of Services/Supplies	6,875	7,025	7,025	7,025	7,025
DEPARTMENT TOTAL	\$29,427	\$30,940	\$31,847	\$31,847	\$31,847
Department #296 TOWN CONSTABLE					
5100 Personal Services	100	100	100	100	100
DEPARTMENT TOTAL	\$100	\$100	\$100	\$100	\$100
TOTAL PUBLIC SAFETY FUNCTION 200	\$2,815,993	\$2,945,309	\$3,004,411	\$3,004,411	\$3,004,411

**Town of Middleton
FY 2010 Omnibus Budget**

	Approved FY 2008	Approved FY 2009	Department Request FY 2010	Selectmen Recommend FY 2010	Fin. Com. Recommends FY 2010
FUND: 01 GENERAL FUND					
FUNCTION 100: GENERAL GOVERNMENT					
FUNCTION: 300: EDUCATION					
Department #301 MIDDLETON SCHOOL DEPARTMENT					
5100 Personal Services	4,933,885	5,557,640	5,740,185	5,740,185	5,740,185
5200 Purchase of Services /Supplies	2,813,398	2,996,082	2,808,693	2,808,693	2,808,693
DEPARTMENT TOTAL	\$7,747,283	\$8,553,722	\$8,548,878	\$8,548,878	\$8,548,878
Department #301 NORTH SHORE REGIONAL VOCATIONAL SCHOOL DISTRICT					
5600 Intergovernmental Payments (Middleton's Assessment)	318,292	289,407	278,503	278,503	278,503
DEPARTMENT TOTAL	\$318,292	\$289,407	\$278,503	\$278,503	\$278,503
Department #302 MASCONOMET SCHOOL DISTRICT					
5600 Intergovernmental Payments (Middleton's Assessment)	5,423,690	5,650,015	5,825,776	5,825,776	5,825,776
5900 Masconomet Debt Service	359,630	363,223	358,049	358,049	358,049
DEPARTMENT TOTAL	\$5,783,320	\$6,013,238	\$6,183,825	\$6,183,825	\$6,183,825
TOTAL SCHOOL DEPARTMENT FUNCTION 300: EDUCATION	\$13,848,895	\$14,856,367	\$15,011,206	\$15,011,206	\$15,011,206

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommend FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 500: HUMAN SERVICES					
Department #543 VETERAN SERVICE OFFICER					
5100 Personal Services	10,584	11,113	11,669	11,669	11,669
5200 Purchase of Services/Supplies	17,450	32,450	37,450	37,450	37,450
DEPARTMENT TOTAL	\$28,034	\$43,563	\$49,119	\$49,119	\$49,119
Department #545 TRI-TOWN COUNCIL					
5200 Purchase of Services	29,359	30,166	30,920	30,920	30,920
DEPARTMENT TOTAL	\$29,359	\$30,166	\$30,920	\$30,920	\$30,920
Department #548 MIDDLETON GARDEN CLUB					
5200 Purchase of Services	5,000	5,000	5,000	5,000	5,000
DEPARTMENT TOTAL	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
Department #549 LOCAL CABLE BROADCASTS					
5200 Purchase of Services	3,260	3,350	0	0	0
DEPARTMENT TOTAL	\$3,260	\$3,350	\$0	\$0	\$0
Department #550 Chief Wills Day Family Festival					
5200 Purchase of Services	7,500	7,500	7,500	7,500	7,500
DEPARTMENT TOTAL	\$7,500	\$7,500	\$7,500	\$7,500	\$7,500
TOTAL HUMAN SERVICES FUNCTION 500	\$342,090	\$394,928	\$367,521	\$367,521	\$367,521

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommend FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 400: PUBLIC WORKS					
Department #420 PUBLIC WORKS DEPARTMENT					
5100 Personal Services	623,812	536,537	561,684	561,684	561,684
5200 Purchase of Services/Supplies	339,067	382,835	381,350	381,350	381,350
5800 Capital Outlay	12,000	14,000	14,000	14,000	14,000
DEPARTMENT TOTAL	\$974,879	\$933,372	\$957,034	\$957,034	\$957,034
Department #425 TRANSFER STA./SOLID WASTE					
5100 Personal Services		107,535	114,277	114,277	114,277
5200 Purchase of Services/Supplies	232,325	235,550	229,170	229,170	229,170
DEPARTMENT TOTAL	\$232,325	\$343,085	\$343,447	\$343,447	\$343,447
TOTAL PUBLIC WORKS FUNCTION 400	\$1,207,204	\$1,276,457	\$1,300,481	\$1,300,481	\$1,300,481
FUND: 01 GENERAL FUND					
FUNCTION 500: HUMAN SERVICES					
Department #511 BOARD OF HEALTH					
5100 Personal Services	83,449	102,216	82,896	82,896	82,896
5200 Purchase of Services/Supplies	24,800	32,350	24,750	24,750	24,750
DEPARTMENT TOTAL	\$108,249	\$134,566	\$107,646	\$107,646	\$107,646
Department #541 COUNCIL ON AGING					
5100 Personal Services	126,664	135,574	132,896	132,896	132,896
5200 Purchase of Services/Supplies	32,524	33,709	32,940	32,940	32,940
5800 Capital Outlay	1,500	1,500	1,500	1,500	1,500
DEPARTMENT TOTAL	\$160,688	\$170,783	\$167,336	\$167,336	\$167,336

**Town of Middleton
FY 2010 Omnibus Budget**

	<u>Approved FY 2008</u>	<u>Approved FY 2009</u>	<u>Department Request FY 2010</u>	<u>Selectmen Recommend FY 2010</u>	<u>Fin. Com. Recommends FY 2010</u>
FUND: 01 GENERAL FUND					
FUNCTION 600: CULTURAL & RECREATION					
FUNCTION 600: CULTURE & RECREATION					
Department #610 FLINT PUBLIC LIBRARY					
5100 Personal Services	249,577	257,094	265,984	265,984	265,984
5200 Purchase of Services/Supplies	88,749	147,074	143,297	143,297	143,297
5800 Capital Outlay	1,500	1,500	1,500	1,500	1,500
DEPARTMENT TOTAL	\$339,826	\$405,668	\$410,781	\$410,781	\$410,781
Department #630 RECREATION COMMISSION					
5100 Personal Services	12,592	12,937	12,937	12,937	12,937
5200 Purchase of Services/Supplies	29,930	33,200	33,600	33,600	33,600
DEPARTMENT TOTAL	\$42,522	\$46,137	\$46,537	\$46,537	\$46,537
Department #691 HISTORICAL COMMISSION					
5200 Purchase of Services	2,000	1,450	1,450	1,450	1,450
DEPARTMENT TOTAL	\$2,000	\$1,450	\$1,450	\$1,450	\$1,450
TOTAL CULTURE & REC. FUNCTION 600	\$384,348	\$453,255	\$458,768	\$458,768	\$458,768
FUND: 01 GENERAL FUND					
FUNCTION 700: DEBT SERVICE					
Department #710 DEBT SERVICE					
5801 Principal	580,000	615,000	870,000	870,000	870,000
5915 Interest	358,463	327,708	291,541	291,541	291,541
TOTAL DEBT SERVICE FUNCTION 700	\$938,463	\$942,708	\$1,161,541	\$1,161,541	\$1,161,541

**Town of Middleton
FY 2010 Omnibus Budget**

	Approved FY 2008	Approved FY 2009	Department Request FY 2010	Selectmen Recommend FY 2010	Fin. Com. Recommends FY 2010
FUND: 01 GENERAL FUND					
FUNCTION 900: UNCLASSIFIED					
Department: Unclassified					
195 Town Warrants/Reports	16,000	16,000	16,000	16,000	16,000
196 Audit	16,000	16,500	16,500	16,500	16,500
197 Holiday Lights	400	400	400	400	400
199 Street Lights	50,000	50,000	50,000	50,000	50,000
692 Memorial Day	5,000	5,000	5,000	5,000	5,000
911 Retirement	503,000	526,000	592,000	592,000	592,000
913 Unemployment	7,000	7,000	7,000	7,000	7,000
914 Sick Leave	1,000	1,000	1,000	1,000	1,000
914 Health Insurance	502,000	534,000	575,000	575,000	575,000
915 Group Insurance	3,000	3,000	3,000	3,000	3,000
916 Medicare	38,000	41,500	43,300	43,300	43,300
945 All Other Insurance	119,600	123,500	121,500	121,500	121,500
DEPTMENT TOTAL	\$1,261,000	\$1,323,900	\$1,430,700	\$1,430,700	\$1,430,700
TOTAL OPERATING BUDGET AND GENERAL FUND 01	\$21,766,398	\$23,283,912	\$23,800,914	\$23,800,914	\$23,800,914
FUND: 28 WATER FUND					
FUNCTION 400: WATER SPECIAL REVENUE					
Department #451 WATER DEPARTMENT					
5100 Personal Services	80,321	82,655	86,245	86,245	86,245
5200 Purchase of Services/Supplies	26,901	41,050	36,750	36,750	36,750
5900 Debt Service	93,211	66,140	64,600	64,600	64,600
TOTAL WATER FUND 28 OPERATING BUDGET	\$200,433	\$189,845	\$187,595	\$187,595	\$187,595
GRAND TOTAL OF GENERAL FUND 01	\$21,966,831	\$23,473,757	\$23,988,509	\$23,988,509	\$23,988,509

Article 4: The Finance Committee recommended the Omnibus Budget as presented with the funding sources to be:

\$23,413,914	Taxation
16,500	NS Elder Services Receipts/Fees
13,500	Fire Alarm Fees
350,000	Ambulance Fund
187,595	Water Fund Receipts
7,000	<u>Unemployment Fund</u>
\$23,988,509	Total Omnibus and Water Fund Budgets

The Meeting voted unanimously to approve the Omnibus and Water Fund Budgets.

Selectman Tim Houten made a motion that Article 15 be moved forward. The motion was seconded from the floor and carried by a majority.

Article 15: The Finance committee made and seconded the motion that the Town appropriate the sum of Thirty-One Million Four Hundred Thousand Dollars (\$31,400,000) to pay costs of constructing a new elementary school to be located behind the existing Howe Manning School, and be located at 26 Central Street, and for the payment of all other costs incidental and related thereto, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least 50 years, said sum to be expended under the direction of the School Building Committee, and to meet said appropriation the Treasurer, with the approval of the Selectmen, is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; that the Town acknowledges that the Massachusetts School Building Authority ("MSBA") grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town; provided further that any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) 51.47 percent (%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided that any appropriation hereunder shall be subject to and contingent upon an affirmative vote of the Town to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2 1/2); and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the Town and the MSBA.

After considerable discussion a vote was taken by a showing of cards and the results were: Yes—663; No—118. The Moderator declared that the required 2/3 quantum had been achieved.

The Moderator declared a five-minute recess, after which he suggested that a motion be made to take Article 30 next and that the Meeting then be adjourned to Thursday, May 14, 2009, at 7:30 pm. It was so moved and seconded from the floor, and the motion carried.

Article 30: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by adding regulations governing Adult Uses, as follows:

Item 1. By adding the following definitions to Section 10, Definitions:

Adult Bookstore. An establishment having as a substantial or significant portion of its stock in trade, books, magazines, and other matter which are distinguished or characterized by their emphasis depicting, describing, or relating to sexual conduct or sexual excitement as defined in G.L. c. 272, s. 31.

Adult Cabaret. A nightclub, bar, restaurant, tavern, dance hall, or similar commercial establishment which regularly features persons or entertainers who appear in a state of nudity, or live performances which are distinguished or characterized by nudity, sexual conduct or sexual excitement as defined in G.L. c. 272, s. 31.

Adult Motion Picture Theater. An enclosed building or any portion thereof used for presenting material (motion picture films, video cassettes, cable television, slides or any other such visual media) distinguished by an emphasis on matter depicting, describing, or relating to sexual conduct or sexual excitement as defined in G.L. c. 272, s. 31.

Adult Paraphernalia Store. An establishment having as a substantial or significant portion of its stock devices, object, tools, or toys which are distinguished or characterized by their association with sexual activity, including sexual conduct or sexual excitement as defined in G.L. c. 272, s. 31.

Adult Video Store. An establishment having a substantial or significant portion of its stock in trade - for sale or rent - motion picture films, video cassettes, and similar audio/visual media, which are distinguished or characterized by their emphasis depicting, describing, or relating to sexual conduct or sexual excitement as defined in G.L. c. 272, s. 31.

Adult Use or Adult Entertainment Enterprises. Adult Bookstores, Adult Cabarets, Adult Motion Picture Theaters, Adult Paraphernalia Stores, and Adult Video Stores as defined in this bylaw.

Item 2. By adding the following new Section 8.5:

8.5 ADULT ENTERTAINMENT OVERLAY DISTRICT.

8.5.1 Applicability. The following regulations shall apply to adult uses as defined in Section 10 of this bylaw. Adult uses require a special permit from the Board of Appeals.

8.5.2. Authority. This By-Law is enacted pursuant to G.L. Chapter 40A and pursuant to the Massachusetts Constitution to serve the compelling Town interests of limiting the location of and preventing the clustering and concentration of certain Adult Entertainment Enterprises, as defined and designated herein, because of the deleterious effect in generating crime and blight.

8.5.3 Purpose. It is the purpose of the Adult Entertainment Overlay District to address and mitigate the secondary effects of the Adult Entertainment Enterprises and sexually oriented businesses that are

referenced and defined herein. Secondary effects have been shown to include increased crime, adverse impacts on public health, adverse impacts on the business climate of the Town, adverse impacts on the property values of residential and commercial properties, and adverse impacts on the quality of life in the Town. All of said secondary impacts are adverse to the health, safety and general welfare of the Town of Middleton and its inhabitants.

1. The provisions of this By-Law have neither the purpose nor intent of imposing a limitation on the content of any communicative matter or materials, including sexually oriented matter or materials. Similarly, it is not the purpose or intent of this By-Law to restrict or deny access by adults to Adult Entertainment Enterprises or to sexually oriented matter or materials that are protected by the Constitution of the United States of America or of the Commonwealth of Massachusetts, nor to restrict or deny rights that distributors or exhibitors of such matter or materials may have to sell, rent, distribute or exhibit such matter or materials. Neither is it the purpose or intent of this By-Law to legalize the sale, rental, distribution or exhibition of obscene or other illegal matter or materials.

8.5.4 Location; Overlay District. The location of the Adult Entertainment Overlay District is shown on the map entitled, "Town of Middleton, Adult Entertainment Overlay District," dated May 12, 2009. The parcels included in the Overlay District are identified as; Assessor's Map 3, Lot 1, 2, and 2A and Assessor's Map 9, Lots 37, 38, 40, 41, 43, 44 and 45. The Adult Entertainment Overlay District is an overlay district. To the extent that it provides for land use activities not otherwise set forth in the underlying district, the provisions of the overlay district shall control. Otherwise, the underlying district remains in full force and effect.

{Assessor's Map 3, Parcels 1 and 2 are owned by New England Power. Map 9 Parcels 37 and 38 are owned by Nomid Flame Laminating Trust, Joseph DiGrazia, Trustee. Map 3 Lot 2A and Map 9 Lots 40, 41 and 43 are owned by the Town of Middleton and Map 9, Lots 44 and 45 are owned by Anna Terranova. See attached map for location of parcels}

8.5.5 Standards. The following standards apply in the Adult Entertainment Overlay District.

1. Adult uses may not exceed 3,500 square feet of gross floor area.
2. No adult use special permit shall be issued to any person convicted of violating the provisions of G.L. c. 119, s. 63, or G.L. c. 272, s. 28.
3. No adult use shall be allowed to disseminate or offer to disseminate adult matter or paraphernalia to minors or to suffer minors to view displays or linger on the premises.

8.5.6 Parking Requirements. The following parking requirements shall apply:

1. Parking for adult bookstores, adult paraphernalia stores, and adult video stores shall meet the requirements for retail establishments.
2. Parking for adult cabarets and adult motion picture theaters shall meet the requirements of places of assembly or restaurants, whichever is greater.
3. Parking shall be provided in the side or rear yard area only.
4. All parking areas shall be illuminated, and all lighting shall be contained on the property and no adult use shall have any flashing lights visible from outside the establishment.

5. Parking areas shall be landscaped in conformance with the appropriate provisions of the Zoning By-law.

8.5.7 Screening and Buffering. The frontage in this zone will have 30 feet of landscaping not including any Town or State land, which will also be landscaped to the pavement. This frontage will be mounded to 3 feet, then with a wall and plantings or just plantings to achieve a 50% capacity. The final 6 feet toward the building will be grass or plantings no higher than 2 feet.

1. At the building there will be 6 feet of landscaping on at least three sides. The collector sidewalk can either be on the inside of this 6 feet or the outside.

2. The sides and rear of the property will have a minimum of 20 foot green buffer consisting of a 6-foot fence or wall and at least 8 feet of landscaping; also there will be a 4-6 inch street tree every 25 feet.

3. All building openings, entries and windows shall be screened in such a manner as to prevent visual access to the interior of the establishment by the public.

8.5.8 Application Information. The application for a special permit from the Board of Appeals for an adult use establishment must include the following information regarding the proposed facility:

1. Name and address of the legal owner of the establishment;
2. Name and address of all persons having lawful equity or security interest in the establishment;
3. Name and address of the manager;
4. The total number of employees and number of employees on a per shift basis;
5. Proposed provisions for security within and without the establishment;
6. The physical layout of the interior of the establishment;
7. Proposed hours of operation.

8.5.9 Procedure. An adult use special permit shall only be issued following a public hearing held within sixty-five (65) days after the filing of an application with the Board of Appeals, a copy of which shall forthwith be given to the Town Clerk by the applicant.

1. No building permit shall be granted for an adult use prior to submission and approval of a site plan by the Boards of Appeals.

2. The Board may impose reasonable conditions on the grant of any special permit, including limitations for the term of such special permit.

8.5.10 Lapse. Any adult use special permit issued under this bylaw shall lapse within one (1) year, and including such time required to pursue or await the determination of an appeal from the grant thereof, if substantial use thereof has not sooner commenced except for good cause or, in the case of a permit for construction, if construction has not begun by such date except for good cause.

Or what it will do in relation thereto. And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee, the Planning Board, and the Master Plan Committee all recommended adoption of Article 30. After considerable discussion a vote was taken by a showing of cards, and the results were: Yes—93; No—59. A two-thirds majority was not attained.

At 11:40 pm it was moved and seconded from the floor and unanimously voted to adjourn the Meeting to Thursday evening, May 14, 2009, at 7:30 pm in the North Shore Technical High School gymnasium.

ADJOURNED SESSION OF ANNUAL TOWN MEETING May 14, 2009

On Thursday, May 14, 2009, voters of the Town of Middleton met in the North Shore Technical High School Auditorium, 30 Logbridge Road. At 7:55 pm Moderator Henry Tragert welcomed voters to the adjourned session of the 281st Annual Town Meeting and declared that a quorum was present. (It was later shown that 110 voters were in attendance.)

The Moderator advised the Meeting that copies of a revision to Article 27 were available on the hand-out table at the back of the room.

The Meeting then disposed of Articles 5 thru 39 as follows:

Article 5: On petition of the Board of Selectmen and Community Preservation Committee to see if the Town will vote to appropriate or reserve from the Community Preservation Fund annual revenues or available funds the amounts recommended by the Community Preservation Committee for debt service, and community preservation projects and other expenses in Fiscal Year 2010 with each item to be considered a separate appropriation.

Proposed Fiscal Year 2010 Community Preservation Budget

The Community Preservation Committee recommends that the following amounts be appropriated or reserved from Fiscal Year 2010 Community Preservation Fund Revenues, unless otherwise specified for Fiscal Year 2010 Community Preservation Purposes with each item considered to be a separate appropriation:

<u>Purpose</u>	<u>Recommended Amount</u>	<u>Funding Source</u>
1. Reserves:		
Open Space	\$18,931	FY 2010 Estimated CPA Receipts
Historic Resources	\$18,931	FY 2010 Estimated CPA Receipts
Community Housing	\$18,931	FY 2010 Estimated CPA Receipts
2. Town Common Land Debt	\$58,400	\$22,209 from Open Space Reserve and \$36,191 from Fund Balance
3. Flint Library Debt Service	\$43,650	\$22,209 from Historic Resources Reserve and \$21,441 from Fund Balance
4. CPA Com. Administrative Exp.	\$1,000	from Fund Balance

Purpose: Each year the Town Meeting must appropriate or reserve for future appropriation at least 10% of the estimated annual fund revenues for acquisitions and initiatives in each of the following three categories of allowable community preservation purposes:

- *Open space (excluding recreational uses)*
- *Historic resources*
- *Community housing*

This budget contains debt service from the purchase of the Thomas and Virginia Hagen property, which abuts the Town Common and debt service for renovations to the Flint Library.

The term "annual fund revenues" in Fiscal Year 2010 is estimated at \$174,600 and is composed of the estimated receipts from the local surcharge of \$135,000 and monies from the State Trust Fund, which will make its fifth payment in October of 2010 providing an additional estimated \$39,600 in matching funds based upon the local share raised in FY 2009.

The Finance Committee unanimously recommended this appropriation with the funds to come from Community Preservation funds, and the motion carried unanimously.

The Moderator explained that he would use a consent calendar for the vote on Articles 6 thru 9, and he explained the process. The Finance Committee recommended all four articles unanimously. The funding sources will be the fees collected in the different revolving funds.

Article 6: On petition of the Police Chief and Town Accountant to see if the Town will vote to re-authorize the Firearms License and Permit Revolving Fund under Massachusetts General Laws Chapter 44, Section 53E ½, and to further authorize the expenditure of not more than \$10,000 of such fees for firearm permit issuance expenses, and the purchase of equipment and technology associated with the implementation of Chapter 180 of the Acts of 1998, or take any other action thereto.

Article 7: On petition of the Council on Aging Director and Town Accountant to see if the Town will vote to re-authorize the establishment of a Council on Aging Revolving Fund under Massachusetts General Laws Chapter 44, Section 53E1/2 into which monies collected for programs, activities and trips shall be deposited for use by the Council on Aging to pay any costs related to such programs, activities and trips and further to authorize the expenditure of not more than \$35,000 for said purposes, or take any action related thereto.

Article 8: On petition of the Recreation Commission Chairman and Town Accountant to see if the Town will vote to re-authorize under Massachusetts General Laws, Chapter 44, Section 53E ½, the establishment of a Recreation Revolving Fund into which monies collected for programs, activities and trips shall be deposited for use by the Recreation Commission to pay any costs related to such programs, activities and trips and further to authorize the expenditure of not more than \$35,000 for said purposes, or take any action related thereto.

Article 9: On petition of the Recreation Commission Chairman and Town Accountant to see if the Town will vote to authorize under Massachusetts General Laws, Chapter 44, Section 53E ½, the establishment of a Recreation Field Use Revolving Fund into which monies collected for field use permits shall be deposited for use by the Superintendent of Public Works to pay costs related to field maintenance and improvements, and further to authorize the expenditure of not more than \$25,000 for said purposes, or take any action related thereto.

The vote to adopt Articles 6 thru 9 was unanimously in favor.

Article 10: On petition of the Police Chief to see if the Town will vote to raise and appropriate the sum of \$40,400 with \$28,000 to purchase a computer server, software, and related accessories, and to provide system upgrades to the in-house records management system, and \$12,400 to be used to

purchase three (3) mobile cruiser laptop computers and related accessories; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

The Finance Committee unanimously recommended this appropriation explaining that they believe it is essential to the department to maintain and update its equipment to ensure the safety and efficiency of its officers. The motion carried unanimously.

Article 11: On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$17,400 with \$12,000 to be used to replace the self-contained breathing apparatus air compressor and \$5,400 to be used to replace the hydraulic “Jaws of Life” cutting tool; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

The Finance Committee unanimously recommended raising the funds to replace the 25-year-old compressor which is used to refill the air tanks for the department’s self-contained breathing apparatus. This equipment provides fire fighters with air while in hazardous situations. The current Jaws of Life cutting tool dates back to the 1970’s and lacks the cutting power needed for newer vehicles. The recommended funding source is Free Cash. The motion passed unanimously.

Article 12: On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$24,000 with \$15,000 to be used for body and rust repairs to Engine 2 and Engine 4 and \$9,000 to be used to renovate the overhead doors at the Fire Station; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

The Finance Committee unanimously recommended this appropriation explaining that both engines should be replaced, but these repairs will prolong their lives for a few more years. The funding source is to be Free Cash. The motion carried by a majority.

Article 13: On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$35,000 for the purchase of mobile and portable radio communication equipment; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

On the recommendation of the Finance Committee, the Meeting voted unanimously to adopt Article 13.

Article 14: On petition of the Master Plan Committee and Board of Selectmen to see if the Town will vote to adopt the following General Bylaw:

MASTER PLAN COMMITTEE

1. CREATION:

A. There is hereby established a Master Plan Committee, consisting of nine voting members. Each of the members shall be appointed by the Town Moderator as follows:

- (1) One member of the Board of Selectmen for a term of three years.

- (2) One member of the Planning Board for a term of two years, and thereafter a term of three years.
- (3) One member of the Finance Committee for a term of three years.
- (4) One Citizen-at-large member for a term of three years.
- (5) One Citizen-at-large member for a term of one year, and thereafter for a term of three years.
- (6) One Citizen-at-large for a term of two years, and thereafter for a term of three years.
- (7) One Citizen-at-large for a term of one year, and thereafter a term of three years.
- (8) One Citizen-at-large member for a term of two years, and thereafter a term of three years.
- (9) One Citizen-at-large member for a term of one year, and thereafter a term of three years.

B. Each member of the Committee shall serve for his or her term, or, where applicable, until the person no longer serves in the position or on the board, committee, or commission as set forth above, whichever is earlier.

C. Any vacancy in the Committee may be filled by appointment by the Board of Selectmen, and the successor appointee shall serve until the next Town Meeting at which time the position will be filled by the Town Moderator as provided for in Paragraph A above.

2. DUTIES:

A. The Master Plan Committee shall study the needs, possibilities, resources and goals of the Town regarding a Master Plan for future development. It is in the Town's best interest to: manage the residential and commercial growth of Middleton while maintaining the small-town community environment that already unites the residents; allow for change while minimizing encroachment on the natural environment; and to create a town center that has a participatory, functional local government and which encourages gathering, stopping and pedestrian activity.

B. The Master Plan Committee shall supervise the administration of the Master Plan. The Committee shall review decisions and actions, including but not limited to, those concerning zoning; planning; municipal facility; land acquisition; open space; Master Plan recommendations and revisions; and Town Charter review and recommendations. The Master Plan Committee shall review all warrant articles which would, if adopted, effect changes to the Zoning By-law and report its recommendations thereon to the Town Meeting. The Master Plan Committee may propose recommendations with regard to zoning amendments at any annual or special Town Meeting.

C. Municipal Facilities Planning Principles: Prior to consideration of a municipal facility project by Town Meeting, the Master Plan Committee shall make a recommendation as to the conformity of the proposal to expand, renovate, or build a new facility with the following planning principles.

1. Sizing Municipal facilities should be designed to meet Middleton's needs at build-out, with construction to be phased where and as appropriate.
2. Siting: The sites for new and/or expanded municipal facilities should be of sufficient size as to accommodate the build-out design while minimizing land acquisitions and enhancing community appearance.
3. Combining Uses: Where uses are compatible, facilities should be combined for cost savings and enhancing value to the Town.

4. Financing: The building of municipal facilities should maximize the use of outside funding sources while the Town's portion of debt service is scheduled so as to minimize the impact on taxpayers.
5. Timing: The timing of projects should be coordinated so as to facilitate principles #2 and #4 while providing the level of services needed by the Town.

D. As part of its study, the Committee shall consult with existing municipal boards, including the Conservation Commission, the Historic Commission, the Zoning Board, the Planning Board, and the Housing Authority, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the Committee shall hold one or more public information hearings on the needs, possibilities and resources of the Town regarding Master Plan possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the Town.

E. The Master Plan Committee shall make an annual report to the Town meeting as to the transaction of its duties over the previous year.

And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee unanimously recommended Article 14, explaining that the current bylaw establishing the Master Plan Committee expires this year and that this bylaw will establish a permanent Master Plan Committee. No funding will be needed. The Planning Board recommended this article as written. After a brief explanation by the Chairman of the current Master Plan Committee, the Meeting voted unanimously adopted the bylaw.

Article 15: Article 15 was taken out of order on the first night of the 2009 Annual Town Meeting on May 12, 2009

Article 16: On petition of the Middleton School Committee and Superintendent of Schools to see if the Town will vote to raise and appropriate the sum of \$75,000 to address the immediate need for educational space at the Howe Manning School through the conversion of the computer laboratory and other educational programs to portable carts for individual classrooms, and to see if such funds will be raised by taxation, by borrowing, by transfer from available funds, or by any combination thereof.

Explanation: In order to provide for the school community's health and safety, the School Committee must ensure that the school buildings are properly maintained. Warrant articles 15, 16, 17 and 18 are designed to serve this function. If construction of a new school building should be voted by the Town the School Committee will review these warrant articles and perform only those maintenance activities necessary to ensure the continued health and safety of the school community during the new school construction project.

The Finance Committee unanimously recommended that these funds be appropriated from Free Cash to convert several programs, including the computer labs, to portable carts, so that the space they currently occupy can be converted to classrooms. The motion carried by a majority.

Article 17: On petition of the Middleton School Committee and Superintendent of Schools to see if the Town will vote to raise and appropriate the sum of \$88,000 with \$50,500 to be used to replace technology and equipment, for educational materials, supplies, and equipment to serve the growth in population at Fuller Meadow and Howe Manning Schools and \$37,500 to purchase reading curriculum materials for the Fuller Meadow School and new grade six social studies curriculum for the Howe Manning School; and to see if such funds will be raised by taxation, by borrowing, by transfer from available funds, or by any combination thereof.

On the recommendation of the Finance Committee, a majority of the Meeting voted to appropriate these funds from Overlay Reserve.

Article 18. On petition of the Middleton School Committee and Superintendent of Schools to see if the Town will vote to raise and appropriate the sum of \$42,000 with \$5,500 to be used to purchase furniture for the Howe Manning School, and \$15,000 to be used to repair the Fuller Meadow, and Howe Manning School roofs, and \$9,500 to replace floor surfaces at the Howe Manning School, and \$12,000 to repair the HAVC at the Fuller Meadow School; and to see if such funds will be raised by taxation, by borrowing, by transfer from available funds, or by any combination thereof.

The Finance Committee recommended Article 18 with \$27,000 to come from Overlay Reserve and \$15,000 from Free Cash. In response to questions from the floor, the School Committee explained that if the construction of a new school is approved at the polls, they will reassess the need for these expenses and return any unneeded monies to the General Fund. The motion carried by a majority.

Article 19: On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate such sums of monies as may be received from the Commonwealth of Massachusetts for the fiscal year commencing July 1, 2009 to install drainage, widen, pave and otherwise improve any public way in accordance with the provisions of Section 34, Chapter 90 of the Massachusetts General Laws; and to see if such funds will be reimbursed by the Commonwealth of Massachusetts, Department of Public Works.

On the recommendation of the Finance Committee, the Meeting voted unanimously to appropriate these monies from the Chapter 90 funds provided by the state.

Article 20: On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$49,000 with \$10,500 to purchase a riding mower for the fields and cemetery and \$38,500 to be used purchase a sidewalk plow; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

The Finance Committee unanimously recommended that \$38,500 be appropriated from Free Cash and \$10,500 from the Perpetual Care Expenditure Endowment for these purchases. They explained that DPW mows over 30 acres and needs dependable equipment to do so. The Sidewalk plow will be in addition to the existing one, which is showing its age. The motion carried by a majority.

Article 21. On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$113,000 to purchase a new 35,000 GVW (gross vehicle weight) dump truck with plow attachments to be used together with the trade-in value of the existing 1992 Ford

F800 dump truck; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

The Finance Committee unanimously recommended appropriating \$65,262 from Free Cash and \$47,738 from the FEMA Account to purchase this truck. They explained that the Town Must maintain a reliable fleet of vehicles to provide the necessary services. The 1992 truck is no longer reliable and therefore should be replaced as part of the ongoing capital planning project. After considerable discussion, a vote was taken by a showing of cards, and the results were: Yes—59; No—36. The motion carried.

Article 22: On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$21,000 to upgrade the heating system, add insulation to the garage walls and replace office equipment at the DPW Building; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

On the unanimous recommendation of the Finance Committee, the Meeting voted unanimously to make these improvements to the DPW Building with the funding source designated as Free Cash.

Article 23: On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$11,000 to upgrade and centralize the telephone system for the DPW, Boards of Health, Planning, Appeals, and Conservation Commission; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

The Finance Committee recommended this phone system upgrade with the funds to come from the Overlay Reserve account. The vote to do so was unanimous.

Article 24: On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$25,000 to fund water conservation audits and other measures to reduce water consumption in compliance with the Town's Water Withdrawal Permit issued by the Massachusetts Department of Environmental Protection; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

By a majority, the Meeting voted to fund these water conservation measures, as was recommended by the Finance Committee, with the appropriation to be from the Water Fund

Article 25: On petition of the Board of Selectmen to see if the Town will vote to raise and appropriate the sum of \$33,000 to make interior and exterior repairs to Memorial Hall and Old Town Hall to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

After a brief discussion, the motion to fund this article with \$8,000 from the Overlay Reserve account and \$25,000 from Free Cash carried, as recommended by the Finance Committee.

Article 26: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by adding the following sentence to the end of sentence 8.3.1.

“Such uses shall be allowed as of right.” So that the new Section 8.3.1 reads as follows:

8.3.1 Purpose. The purpose of this district is to show on the Zoning Map those areas which, because of their institutional, public or semipublic purposes, are not intended for business, industry, or the general types of residential developments provided for in other zoning districts. The IOD is intended for public and semipublic uses and for large-scale, designed development of institutions, schools, academies, camps, campgrounds and recreation areas including dwelling units for year-round or seasonal use. Such uses shall be allowed as of right.

Or what it will do in relation thereto. And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee recommended the adoption of this change, explaining that it would make the bylaw consistent with state law. The Planning Board and the Master Plan Committee also recommended the article, and it was adopted by a unanimous voice vote.

The Moderator read the revised wording of Article 27 provided in a handout available to all voters in attendance.

Article 27: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by adding the following new Section 6.7.

6.7 Approved Street Plan.

6.7.1 General. No building permit shall be issued unless the lot to be built upon has frontage on a street, as defined in this Zoning By-Law, or, if it is on an unconstructed way, such way shall be constructed in accordance with the Planning Board Rules and Regulations providing adequate access to existing lots. A street plan based on the criteria set forth in the Regulations relating to adequate access shall be approved by the Middleton Planning Board.

Or what it will do in relation thereto. And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee, the Planning Board, and the Master Plan Committee all recommended adoption of Article 27 as moved, and the Meeting voted to do so unanimously.

Article 28: On petition of the Town Clerk to see if the Town will amend the Zoning Bylaw to correct two omissions and a grammatical error:

A.) In Section 6.6.2, Permitted uses, Subsection 3, by adding the words “storage, transfer or distribution of goods (such as building materials, automobile parts, etc.).” at the end of the subsection so that the corrected subsection will read:

“Wholesale establishment, the principal activities of which shall be the preparation, storage, transfer or distribution of goods (such as building materials, automobile parts, etc.).”

B.) In Section 7.4.1, Purpose, in the second sentence, by deleting the words “25% of total proposed units 25% of total proposed units” and adding the words “to 25% of total proposed units.” to the end of the sentence, so that the corrected sentence will read:

“Because of the town’s limited ability to increase school capacity and similar limited ability to increase water supply, roadways, storm water drainage capacity, and recreational and fire and police protection services and facilities, this development scheduling bylaw is hereby enacted to limit the rate of growth in the demand for such facilities and services to 25% of total proposed units.”

C.) In Section 8.3.2, Overlay District, add the words “Committee prior to consideration by the Planning Board and/or Board of Appeals, in accordance with the provisions of Section 9.6 of this bylaw.” To the end of the subsection, so that the last sentence of Section 8.3.2 will read:

“All new plans for commercial and industrial development must be reviewed by the Industrial and Commercial Design Review Committee prior to consideration by the Planning Board and/or Board of Appeals, in accordance with the provisions of Section 9.6 of this bylaw.”

Or take any other action related thereto. And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee recommended these changes, explaining that they are just correcting scrivener’s errors. The Planning Board and the Master Plan Committee also recommended the article, and the voice vote to adopt it was unanimous.

Article 29: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by deleting existing Section 7.3, and substitute the following Bylaw, entitled “Flexible Development” therefor:

7.3 Flexible Development.

7.3.1 Purpose. The purpose of this section, Flexible Development, is to:

1. encourage the preservation of open land for its scenic beauty and to enhance agricultural, open space, forestry, and recreational use;
2. preserve historical and archeological resources; to protect the natural environment, including the Town’s varied landscapes and water resources;
3. protect the value of real property;
4. promote more sensitive siting of buildings and better overall site planning;
5. perpetuate the appearance of the Town's traditional New England landscape;
6. facilitate the construction and maintenance of streets, utilities, and public services in a more economical and efficient manner;
7. offer an alternative to standard subdivision development;

8. promote the development of affordable housing; and
9. promote the development of housing for persons over the age of fifty-five.

7.3.2 Definitions. The following terms shall have the following definitions for the purposes of this section:

1. "Affordable housing" shall mean housing affordable to persons or families qualifying as moderate income" in the area under the applicable guidelines of the Commonwealth's Department of Housing and Community Development earning more than 50% but less than 80% of the median income.

2. "Contiguous open space" shall mean open space suitable, in the opinion of the Planning Board, for the purposes set forth in Section M.2, herein. Such open space may be separated by the road(s) constructed within the Flexible Development. Contiguous open space shall not include required yards.

7.3.3 Applicability. In accordance with the following provisions, a Flexible Development project may be created, whether a subdivision or not, from any parcel or set of contiguous parcels held in common ownership and located entirely within the Town.

7.3.4 Procedures. Flexible Development may be authorized upon the issuance of a special permit by the Planning Board. Applicants for Flexible Development shall file with the Planning Board seven (7) copies of the following:

1. A development plan conforming to the requirements for a preliminary plan as set forth in the Subdivision Rules and Regulations of the Planning Board.
2. Where wetland delineation is in doubt or dispute, the Planning Board may require appropriate documentation.
3. Data on proposed wastewater disposal, which shall be referred to a consulting engineer for review and recommendation.
4. The Planning Board may also require as part of the development plan any additional information necessary to make the determinations and assessments cited herein.

7.3.5 Design Process. Each development plan shall follow the design process outlined below. When the development plan is submitted, applicants shall be prepared to demonstrate to the Planning Board that this Design Process was considered in determining the layout of proposed streets, house lots, and contiguous open space.

1. *Understanding the Site.* The first step is to inventory existing site features, taking care to identify sensitive and noteworthy natural, scenic and cultural resources on the site, and to determine the connection of these important features to each other.

2. *Evaluating Site Context.* The second step is to evaluate the site in its larger context by identifying physical (e.g., stream corridors, wetlands), transportation (e.g., road and bicycle networks), and cultural (e.g., recreational opportunities) connections to surrounding land uses and activities.

3. *Designating the Contiguous Open Space.* The third step is to identify the contiguous open space to be preserved on the site. Such open space should include the most sensitive and noteworthy resources of the site, and, where appropriate, areas that serve to extend neighborhood open space networks.

4. *Location of Development Areas.* The fourth step is to locate building sites, streets, parking areas, paths and other built features of the development. The design should include a delineation of private yards, public streets and other areas, and shared amenities, so as to reflect an integrated community, with emphasis on consistency with the Town's historical development patterns.

5. *Lot Lines.* The final step is simply to draw in the lot lines (if applicable).

7.3.6 Modification of Lot Requirements. The Planning Board encourages applicants for Flexible Development to modify lot size, shape, and other dimensional requirements for lots within a Flexible Development, subject to the following limitations:

1. Lots having reduced area or frontage shall not have frontage on a street other than a street created by the Flexible Development; provided, however, that the Planning Board may waive this requirement where it is determined that such reduced lot(s) are consistent with existing development patterns in the neighborhood.

2. At least 50% of the required side and rear yards in the district shall be maintained in the Flexible Development.

7.3.7 Basic Maximum Number of Dwelling Units. The Basic Maximum Number of dwelling units allowed in a Flexible Development shall not exceed the number of lots which could reasonably be expected to be developed upon the site under a conventional plan in full conformance with all zoning, subdivision regulations, health regulations, wetlands regulations and other applicable requirements. The proponent shall have the burden of proof with regard to the design and engineering specifications for such conventional plan.

7.3.8 Density Bonus. The Planning Board may award a density bonus to increase the number of dwelling units beyond the Basic Maximum Number. The density bonus for the Flexible Development shall not, in the aggregate, exceed forty (40%) percent of the Basic Maximum Number (the "Maximum Density Bonus"). All dwelling units awarded as a density bonus shall be two bedroom units with deed restrictions in perpetuity. Computations shall be rounded to the lowest number. A density bonus may be awarded in the following circumstances:

1. For each additional ten percent (10%) of the site over the open space required below and set aside as contiguous open space, a bonus of five (5%) percent of the Basic Maximum Number may be awarded up to the Maximum Density Bonus;

2. For every two (2) dwelling units restricted to occupancy by persons over the age of fifty-five, one (1) dwelling unit may be added as a density bonus up to the Maximum Density Bonus;

3. Where the Planning Board determines that the applicant has offered significant amenities to the Town, including but not limited to infrastructure improvements, equipment, or technical assistance, a bonus may be added up to the Maximum density Bonus;

4. Any combination of additional open space or age restricted units or significant amenities to the Town as set forth in subsections 1, 2 and 3 above, up to the Maximum Density Bonus.

7.3.9 Affordable Component. As a condition of the grant of any special permit for a Flexible Development, a minimum of fifteen (15%) percent of the total number of dwelling units shall be affordable housing units, restricted in perpetuity. The restriction shall be approved as to form by legal counsel to the Planning Board, and a right of first refusal upon the transfer of such affordable housing units shall be granted to the local Housing Authority or in lieu thereof, the Board of Selectmen, for a period not less than 120 days after notice thereof. The following requirements shall be applicable:

1. In determining the total number of affordable housing units required, calculation of a fractional unit of .5 or more shall be regarded as a whole unit.

2. The price for affordable housing units shall be calculated such that household size matches the number of bedrooms plus one.

3. Affordable housing units shall conform to all requirements for inclusion on the state's Subsidized Housing Inventory; and

4. Affordable housing units shall be located throughout the Project site and consist of all of the varying styles of dwellings being constructed, and shall be comparable to market-rate units in terms of location, quality and character, room size, number of rooms, number of bedrooms and external appearance.

In exceptional circumstances, the Planning Board may allow the developer to make a financial contribution to the Middleton Housing Authority, or Affordable Housing Trust Fund or the Board of Selectmen for use in securing affordable housing for the Town, in lieu of providing all or any portion of the affordable housing units required, if the Planning Board finds that: (i) it is in the best interest of the Town to do so, or (ii) the provision of affordable housing units would result in a hardship such as rendering the Project economically infeasible. In the event of such a determination by the Planning Board then the financial contribution for each unit shall be equal to the difference between the fair market value of a market-rate unit and the price of an affordable housing unit, and shall be payable in full prior to issuance of a final occupancy permit.

7.3.10 Types of Buildings. The Flexible Development may consist of any combination of single-family, two-family and multifamily residential structures. A multifamily structure shall not contain more than three (3) dwelling units. The architecture of all multifamily buildings shall be residential in character, particularly providing gabled roofs, predominantly wood siding, an articulated footprint

and varied facades. Residential structures shall be oriented toward the street serving the premises and not the required parking area.

7.3.11 Roads. The principal roadway(s) serving the site shall be designed to conform with the standards of the Town where the roadway is or may be ultimately intended for dedication and acceptance by the Town. Private ways shall be adequate for the intended use and vehicular traffic and shall be maintained by an association of unit owners or by the Applicant.

7.3.12 Parking. Each dwelling unit shall be served by two (2) off-street parking spaces. Parking spaces in front of garages may count in this computation.

7.3.13 Contiguous Open Space. A minimum of forty (40%) percent of the parcel shown on the development plan shall be contiguous open space. Any proposed contiguous open space, unless conveyed to the Town or its Conservation Commission, shall be subject to a recorded restriction enforceable by the Town, providing that such land shall be perpetually kept in an open state, that it shall be preserved for exclusively agricultural, horticultural, educational or recreational purposes, and that it shall be maintained in a manner which will ensure its suitability for its intended purposes.

1. The percentage of the contiguous open space which is wetlands shall not normally exceed the percentage of the tract which is wetlands; provided, however, that the applicant may include a greater percentage of wetlands in such open space upon a demonstration that such inclusion promotes the purposes set forth in Section 1, above. In no case shall the percentage of contiguous open space which is wetlands exceed fifty (50%) of the tract.

2. The contiguous open space shall be used for conservation, historic preservation and education, outdoor education, recreation, park purposes, agriculture, horticulture, forestry, or for a combination of these uses, and shall be served by suitable access for such purposes.

3. The contiguous open space shall remain unbuilt upon, provided that the Planning Board may permit up to ten (10%) percent of such open space to be paved or built upon for structures accessory to the dedicated use or uses of such open space, pedestrian walks, and bike paths.

4. Underground utilities to serve the Flexible Development site may be located within the contiguous open space.

7.3.14 Ownership of the Contiguous Open Space. The contiguous open space shall, at the Planning Board's election, be conveyed to

1. the Town or its Conservation Commission;

2. a nonprofit organization, the principal purpose of which is the conservation of open space and any of the purposes for such open space set forth above;

3. a corporation or trust owned jointly or in common by the owners of lots within the Flexible Development. If such corporation or trust is utilized, ownership thereof shall pass with conveyance of the lots in perpetuity. Maintenance of such open space and facilities shall be permanently guaranteed by such corporation or trust which shall provide for mandatory assessments for

maintenance expenses to each lot. Each such trust or corporation shall be deemed to have assented to allow the Town to perform maintenance of such open space and facilities, if the trust or corporation fails to provide adequate maintenance, and shall grant the town an easement for this purpose. In such event, the town shall first provide fourteen (14) days written notice to the trust or corporation as to the inadequate maintenance, and, if the trust or corporation fails to complete such maintenance, the town may perform it. Each individual deed, and the deed or trust or articles of incorporation, shall include provisions designed to effect these provisions. Documents creating such trust or corporation shall be submitted to the Planning Board for approval, and shall thereafter be recorded.

7.3.15 Buffer Areas. A buffer area of one hundred (100) feet shall be provided at the perimeter of the property where it abuts residentially zoned or occupied properties, except for driveways necessary for access and egress to and from the site. No vegetation in this buffer area will be disturbed, destroyed or removed, except for normal maintenance. The Planning Board may waive the buffer requirement (i) where the land abutting the site is the subject of a permanent restriction for conservation or recreation so long as a buffer is established of at least fifty (50) feet in depth which may include such restricted land area within such buffer area calculation; or (ii) where the land abutting the site is held by the Town for conservation or recreation purposes; or (iii) the Planning Board determines that a smaller buffer will suffice to accomplish the objectives set forth herein.

7.3.16 Storm Water Management. Storm water management shall be consistent with the requirements for subdivisions set forth in the Rules and Regulations of the Planning Board.

7.3.17 Decision. The Planning Board may approve, approve with conditions, or deny an application for a Flexible Development after determining whether the Flexible Development better promotes the purposes of Section 7.3.1 of this Flexible Development By-Law than would a conventional subdivision development of the same locus.

7.3.18 Relation to Other Requirements. The submittals and permits of this section shall be in addition to any other requirements of the Subdivision Control Law or any other provisions of this Zoning By-Law.

Or what it will do in relation thereto. And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee recommended the substitution of this article for the current Flexible Development bylaw. Both the Planning Board and the Master Plan Committee also recommended it, and Carl Toumayan of the Master Plan Committee gave a brief explanation. He stated that the proposed article makes the bylaw truly more flexible both from both the developer's point of view and the Town's point of view. This will encourage its use, preserve open space, and begin to build affordable housing stock for the Town. After a lengthy debate, a vote was taken by a showing of cards. The vote was: Yes—72; No—20. The Moderator declared that the two-thirds quantum had been met.

Article 30: Article 30 was taken out of order on the first night of the 2009 Annual Town Meeting on Tuesday, May 12, 2009.

Article 31: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by deleting existing Section 5.2 in its entirety, and substituting the following new Section 5.2 entitled "SIGNS".

5.2 SIGNS

5.2.1 Purpose. The purpose of the regulation and restriction of signs within the Town of Middleton is as follows:

1. to protect and enhance the visual environment of the Town for purposes of safety, convenience, information, orderly development, and welfare of its residents;
2. to eliminate signs and lights that overload the public's capacity to receive information, that violate privacy, or that increase the probability of accidents by distracting attention or obstructing vision;
3. to encourage signs and lighting that aid communication, orientation, identify activities, express local history and character, and serve educational purposes for the public good and
4. to reduce visual and informational conflict among private signs and lighting and between the private and public information systems.

5.2.2 Definitions: The following words and terms shall, for the purposes of this Section and as used elsewhere in these Regulations, have the meanings shown herein:

A-Frame Sign: Shall mean a portable, temporary sign or device capable of standing without support or attachments.

Abandoned Sign: Shall mean a sign that has ceased to be used for more than two (2) years or a Sign that the Owner or Interested Party no longer intends to use for the display of Sign Content. Provided however this shall not relieve the Owner or Interested Party of its obligation to remove Sign Content to the extent that such content is obsolete.

Accessory Sign: Shall mean a sign that advertises activities, goods, products, or a specific use, owner, or tenant, available within the building or on the Premises on which the sign is located, or advertises the Premises as a whole or any part thereof for sale or rent.

Animated Sign: Shall mean any sign that uses movement or the illusion of movement or a change of lighting to depict action or create a special effect or scene that are activated electrically, wirelessly, environmentally (wind, thermal, and other similar changes), mechanically, manually or by some other means using either:

- **Flashing:** Signs with illumination that are characterized by a repetitive cycle in which the period of illumination is either the same as or less than the period of non-illumination. For purposes hereof flashing will not be defined as occurring if the period between on/off phases of illumination exceed 60 minutes.

- **Patterned illusionary movement:** Signs with simulated movement through alternate sequential activation of various illuminated elements for the purpose of producing repetitive light patterns designed to appear in some form of constant motion or action.
- **Revolving:** Signs that revolve about an axis.

Animated Signs shall not be defined to include signs that only display numeric or digital images of time/temperature.

Applicant/Interested Party: Shall mean any advertiser, tenant, or other persons known to the Building Commissioner as having control of or a substantial interest in said Sign.

Awning: Shall mean an architectural projection or shelter projecting from and supported by the exterior wall of a building and composed of a covering of rigid or non-rigid materials and or fabric on a supporting framework that may be either permanent or retractable.

Awning Sign: Shall mean an Awning with Sign Content on the surface of the fringe of an Awning.

Banner Sign: Shall mean a Sign consisting of flexible substrate on which Sign Content may be displayed.

Building Frontage: Shall mean the length in feet of the ground floor level of the wall of a building that faces a street from which legal frontage is derived.

Canopy Sign: Shall mean a Sign affixed to the visible surface of an attached or free standing canopy, which is a multisided overhead structure or architectural projection supported by attachments to a building and cantilevered or supported by columns. The surface or soffit of an attached canopy may be illuminated by means of internal or external sources of light.

Directional Sign: Shall mean a Non-Accessory Sign that is located on the premises giving direction and or orientation for pedestrian or vehicular traffic within said premises but containing no advertising material.

Electric Message Boards: A Sign with the capability of content change by means of manual or remote input that is not defined as an Animated Sign under these Regulations. May be used only on Ground Signs and with the issuance of a Special Permit by the Board of Appeals.

Erect: Shall mean and include the construction, placement, relocation, enlargement, alteration, attachment, suspension, adhering, lettering, posting, and any other manner of affixing a sign at any premises.

Ground Sign: Shall mean any Sign erected on the ground which is self-supported and anchored to the ground by a pole, columns, braces, or placed on the ground and not attached to any building. See the figures shown on Exhibit 1, attached hereto, for a depiction of permitted Ground Signs.

Illuminated Sign: Shall mean any sign illuminated by artificial light either projecting through its surface (internally illuminated); or reflecting off its surface (externally illuminated).

Interior Signs: Shall mean any sign placed within a building, but not including window signs as herein defined. Interior signs, with the exception of window signs, are not regulated by this regulation.

Non-Accessory Sign: Shall mean any sign that is not an Accessory Sign.

Obscene: Shall mean, in accordance with Massachusetts General Laws Chapter 272, Section 1. Massachusetts General Laws, Chapter 272, Section 1. Massachusetts General Laws, Chapter 272, any Sign Content that would be defined as "obscene" if it: appeals to the prurient interest of the average person applying the contemporary standards of the county where the offense was committed; depicts or describes sexual conduct in a potentially offensive way; and lacks serious literary, artistic, or political or scientific value.

Off-Premises Sign: Shall mean any Non-Accessory Sign erected to advertise or give directions to an establishment or merchandise which is not sold, produced, manufactured or furnished at the Premises on which the Sign is located.

Owner: Shall mean the individual, partnership, company, corporation, or other entity owning all or a portion of the Premises or having possessing a long-term ground lease for the Premises on which a Sign is to be erected as evidenced by a deed recorded with the Essex South District Registry of Deeds for the Premises or part thereof.

Permanent Sign: Shall mean any sign permitted to be erected and maintained for more than sixty (60) days.

Political Sign: Shall mean a Temporary Sign intended to advance a political statement, cause or candidate for office. A legally permitted outdoor advertising sign shall not be considered to be a political sign.

Premises: Shall refer to an entire property, complex, park, development, plaza, or center, which may consist of one or more individual lots or tax parcels, including all buildings and improvements located thereon.

Projecting Sign: Shall mean any sign which is attached or suspended from a building or other structure and any part of which projects more than twelve (12) inches from the wall surface of that portion of the building or structure.

Real Estate Sign: Shall mean a Temporary Sign advertising the sale, lease, or rental of all or any part of the Premises upon which it is located.

Roof Sign: Shall mean any Sign erected, constructed, and maintained wholly upon, connected to, or over the roof or parapet (extension of a building façade about the line of the roof) of any building with the entire support on the roof or roof structure. See the figure shown on Exhibit 2, attached hereto, for a depiction of permitted Roof Signs.

Sign: Shall mean any structure, mechanically or electrically driven, still or moving device, light, letter, figure, word, model, banner, pennant, trade flag, or representation that is designed to be seen from outside the Premises on which it is erected. It advertises activities, goods, places, persons, objects, institutions, organizations, associations, businesses or events, products, services, or facilities available either on the Premises where the sign appears or in some other location. The definition includes electric signs in windows or doors, but does not include window displays or merchandise. A sign may be permanent or temporary.

Sign Content: Shall mean the information contained on the face of any Sign.

Sign Area: Shall mean the entire area of a Sign within a single continuous perimeter enclosing the extreme limits of lettering, representation, emblems, or other figures, together with any material or color forming an integral part of the display or used to differentiate the sign from the background against which it is placed. Structural members bearing no Sign Content and the address of the Premises shall not be included in determining Sign Area. See Exhibit 3, attached hereto, for an example of how to compute Sign Area.

Sign Permit: Shall mean a permit issued by the Building Commissioner entitling an Owner or Applicant to erect a Sign at a premise.

Special Permit: Shall mean a Special Permit granted by the Board of Appeals pursuant and in accordance with Section 9.4 of the Zoning Bylaws.

Temporary Sign: Shall mean a Sign permitted to be used on a short-term basis for the duration of no longer than sixty (60) days unless otherwise specifically provided herein.

Wall Sign: Shall mean any sign affixed to, suspended from or painted on an exterior wall of a building or structure and that does not project more than twelve (12") inches from the building or structure wall, including signs affixed to architectural projections from a building provided the sign content remains on a parallel plane to the face of the building facade or to the face of the architectural projection to which it is affixed. See the figures shown on Exhibit 4, attached hereto, for a depiction of permitted Wall Signs.

Window Signs: Shall mean any Sign affixed to the surface of or inside display windows, lighted only by the general building illumination with its message intended to be visible to and readable from the public way.

5.2.3 Administration and Enforcement: Unless otherwise provided herein, no Sign shall be erected unless it complies with the terms and provisions set forth in this Regulation and the Owner or Applicant has submitted a Sign application and paid the associated fee and the Building Commissioner has issued a Sign Permit.

5.2.4 Sign Permits. Applications for Sign Permits shall be submitted by an Owner or Applicant to the Building Commissioner. Such applications shall be not complete unless and until accompanied by:

1. two (2) prints of scale drawings of the Sign, supporting structure and location identifying the location of the Sign within the Premises and its location relative to all property lines, rights of way, parking areas, all structures within the Premises, all structures located within forty (40) feet of the Premises, and any residential districts;
2. the written consent of the Owner with a copy of any deed or evidence of the long-term ground lease;
3. two (2) scaled drawings/architectural depictions of the sign, showing the Sign Content, color, materials, dimensions, and all other architectural features of the Sign, any deviation from the drawing shall require the review of the Building Commissioner to confirm that the changes continue to comply with the provisions of this Regulation; and
4. a copy of any relevant Special Permit.
5. All Ground, Wall or Roof Signs shall be registered and identified as required by Section 1407.0 of the State Building Code.
6. All Temporary Signs requiring a Sign Permit shall be registered and identified as required by the Sign Officer.
7. Signs that are exempt from the requirement to obtain a Sign Permit hereunder shall not relieve an Owner or Interested Party from responsibility for erecting and maintaining all signs in a safe manner and in a manner in accordance with all the other provisions of this Regulation.

5.2.5 General Requirements.

1. A permit fee shall be paid at the time an application for a Sign Permit is submitted to the Building Commissioner.
2. All Signs, unless otherwise noted, require a Sign Permit and the payment of a fee. Every Sign permitted by this Regulation shall be kept in good condition and repair.
3. Ground Signs shall be set back a minimum of ten (10) feet from all property lines, including rights of way (both public and private), and a minimum of forty (40) feet from all residential districts and all off premises structures. Only Ground Signs may incorporate Electronic Message Boards into their Sign Content, with the issuance of a Special Permit.
4. Notwithstanding any other provisions of this Regulation, Signs may be erected the purpose of which is to post the land as follows: no hunting, no trespassing, etc.
5. Any Owner or Interested Party shall remove any Sign Content that is rendered obsolete, which is a Sign that no longer advertises or identifies an occupant of the Premises or a use conducted on the Premises, through change or termination of activities on the Premises within thirty (30) days of receiving an order issued by the Building Commissioner to remove such Sign Content and shall continue to maintain said Sign in accordance with these Regulations.

5.2.6 Enforcement. The Building Commissioner is hereby charged with the enforcement of this Regulation and the issuance of permits hereunder.

1. The Building Commissioner and his duly authorized agents shall, at reasonable times and upon presentation of credentials, have the power to enter upon the premises on which any Sign is erected or maintained in order to inspect said sign.
2. The Building Commissioner is further authorized, upon notice as herein provided, to order the repair or removal of any Sign which in his judgment is a prohibited Non-Accessory or Off-Premises Sign, or is likely to become dangerous, unsafe, or in disrepair, or which is Erected or maintained contrary to this Regulation.
3. The Building Commissioner shall serve a written notice and order upon the Owner and Applicant directing the repair or removal of the Sign within a time not to exceed thirty (30) days after giving such notice. If such notice and order is not obeyed within such period of time, the Building Commissioner and his duly authorized agents shall, at reasonable times and upon presentation of credentials, have the power to enter upon the premises on which said sign is erected or maintained and repair or remove, or cause to be repaired or removed, said sign. The Building Commissioner shall be empowered to institute proceedings and to impose fines against the owner and any advertiser, tenant, or other persons known to have control of or a substantial interest in said Sign for any violations in accordance herewith and with the enforcement powers set forth under Section 9.2 of the Zoning Bylaws.
4. All expenses incurred by the Building Commissioner and his duly authorized agents in repairing or removing any Sign shall be assessable against any person who failed to obey said notice and order and shall be recoverable in any court of competent jurisdiction if not paid within thirty (30) days after written notice of assessment is given by the Building Commissioner to any such person.
5. The Building Commissioner may enforce the provisions of this Section with regard to the Owner of the Premises or the Lessee, or both.
6. The Building Commissioner and the Board of Appeals may make reasonable rules and regulations for the implementation of this section, including the establishment of fees for permits and special permits.

5.2.7 Special Permit. Any Sign for which a Special Permit is required to be issued shall be issued by the Board of Appeals, unless otherwise noted, pursuant to the requirements of Section 9.4 of the Zoning Bylaw and provided the Owner or Applicant can demonstrate to the Board that the Sign shall be in harmony with the general purposes of this Regulation.

1. The Owner or Applicant must submit to the Board, in addition to the items required by Section 9.4 of the Zoning Bylaw, the following:

- A Special Permit application; and

- Site Plan, which complies with Section 9.5 of the Zoning Bylaws, showing all parking areas, driveways, access ways, landscaping, lighting, rights of way, structures, and all existing and proposed Signs for the Premises; and
 - Scaled drawings/architectural depictions of the sign, showing the Sign Content, color, materials, dimensions, and all other architectural features of the Sign, any deviation from the drawing shall require the review of the Building Commissioner to confirm that the changes continue to comply with the provisions of this Regulation.
2. Special Permit Criteria. The Board of Appeals may grant a Special Permit provided the Board issues a finding that all of the following criteria have been satisfied and that the Sign is in harmony with and does not derogate from the general purposes of this Regulation.
- The Premises is an appropriate location for the proposed Sign and that conditions affecting the Premises are different from other similarly situated properties located in the district and require special relief; and
 - The Sign will not adversely affect or be incongruous with the neighborhood or surrounding zoning district in which it is to be located; and
 - There will be no nuisance or serious hazard to vehicular or pedestrian traffic or safety as a result of the Sign; and
 - The Sign satisfies all of the applicable dimensional and other criteria described in this Section 5.2 unless otherwise waived as provided herein; and
3. Conditions. The Board of Appeals in approving the Special Permit may attach such conditions and safeguards as are deemed necessary to protect the abutting properties and neighborhood and to safeguard the purposes of this Regulation including but not limited to the following:
- Requiring increased set-backs;
 - Requiring additional screening;
 - Modifications to the Sign location, features and appearance;
 - Limiting the number of Signs or duration of any Temporary Permit.

5.2.8. Non-conforming Signs. Any sign legally existing at the time of the passage of this Regulation that does not conform in use, location, height, or size with the regulations applicable to the zoning district in which such Sign is located, shall be considered a legally non-conforming use or structure, as the case may be, and shall be permitted to continue and be maintained until it is removed by its Owner or Interested Party or constitutes an Abandoned Sign as follows:

1. No Increase in the Non-conformity: Structural alternation, enlargement or re-erection of a non-conforming Sign is permissible only to the extent, in the opinion of the Building Commissioner, such alterations will not increase the degree of the non-conformity of the Sign. To the extent the Building Commissioner makes a determination that a change will increase the degree of non-conformity, the Owner or Interested Party shall be required to apply to the Board of Appeals for a Special Permit under Section 5.2.7 hereof to authorize Structural alternation, enlargement or re-erection.

2. Abandoned Signs. Any Owner or Interested Party shall remove all Abandoned Signs within thirty (30) days of receiving an order issued by the Building Commissioner to remove such Sign.

3. Destroyed or Damaged Signs: Any sign that has been destroyed or damaged to the extent that the cost of repair or restoration will exceed fifty (50%) percent of the replacement value as of the date of destruction shall not be repaired, rebuilt, restored or altered unless in conformity of this regulation. For the sake of clarity, the normal maintenance of the sign or the changing of the Sign Content resulting from a change in occupancy shall not be considered a repair or restoration for the purposes of this provision and shall not invalidate its status as a legally existing non-conforming Sign.

5.2.9. Prohibited Signs. The following signs, devices, and locations shall be specifically prohibited in all zoning districts:

1. Signs that are lighted by any means other than a steady, stationary light, shielded and directed solely at the sign.

2. Signs that cast glare onto any residential premises or onto any portion of a way so as to create a traffic hazard.

3. Signs that are illuminated in any residential district between the hours of 11:00 p.m. and 7:00 a.m. unless indicating time or temperature or an establishment open to the public during those hours.

4. Signs having red or green lights within sight of a traffic signal unless approved in writing as non-hazardous by the Chief of Police.

5. Animated or neon or any signs that revolve, move, give the appearance of movement, or flash.

6. Neon signs, except as used for window signs.

7. Portable signs except as may be allowed as Temporary Signs in accordance with this Regulation.

8. Off-Premises Signs except as may be allowed by Special Permit from the Board of Appeals in accordance with the provisions hereof.

9. Electronic Message Boards except as may be allowed by Special Permit from the Board of Appeals in accordance with the provisions hereof and only to display Sign Content on Ground Signs.

10. Pennants, streamers, advertising flags, balloons, spinners or similar devices.

11. Corner visibility shall not be obstructed.

12. Sign that are erected, displayed, or maintained upon any rock, tree, fence, or utility pole.
13. Signs that are erected, displayed, or maintained that contain any obscene matter.
14. Signs that obstruct any means of egress from a building.
15. Signs that obstruct or otherwise interfere with an official traffic sign, signal, or device, or obstruct or interfere with a driver's view of approaching, merging or intersecting traffic.
16. Projecting signs.
17. Signs projecting onto the public right-of-way.
18. Non-accessory signs except for directional signs.
19. Signs that are attached to motor vehicles, trailers or other movable objects regularly or recurrently located for fixed display advertising a product or service, shelter, or distribution point for commercial products or services.

5.2.10. Permitted Signs – All Residential Districts.

1. Accessory Signs - The following signs are allowed in all Residential Zoning Districts:
 - a. One (1) Sign, either attached or ground indicating only the name of the owner or occupant, street number and permitted uses or occupations engaged in thereon such as accessory professional office, home occupation, or other accessory uses permitted in a residential district. Such Sign shall not exceed two (2) square feet in area.
 - b. One (1) Ground Sign identifying a housing development at each public entrance to a subdivision provided such sign shall be set back a minimum of ten (10) feet from the boundary lines of any adjacent streets and a minimum of forty (40) feet from all structures. Such sign shall not exceed twenty-four (24) square feet in area and shall not extend more than six (6) feet above ground level.
2. Non-accessory Signs - Directional Signs located on private property by Special Permit from the Board of Appeals, limited as follows:
 - a. Two (2) signs for each activity, not exceeding 6"x30" in size.
 - b. Ground signs not exceeding eight (8) feet in height.
3. Temporary Signs: All Temporary Signs in a residential district must be Accessory Signs and shall be set back a minimum of ten (10) feet from all property lines and a minimum of forty (40) feet from all off premises structures. Notwithstanding that the following Temporary Signs do not require a Sign Permit or the payment of a fee, an Owner or Interested Party is not relieved from responsibility for erecting and maintaining all signs in a safe manner and in a manner in accordance with all the other provisions of this Regulation.

- a. One (1) temporary unlighted real estate sign advertising the sale, rental or lease of the premises or subdivision on which it is erected to be no larger than six (6) square feet and shall not extend more than four (4) feet above ground level. Such sign shall be removed fourteen (14) days after sale, rental or lease.
- b. Signs advertising open houses shall be removed at the end of each day. In no event shall such signs include pennants, streamers, advertising flags, balloons, spinners or similar devices.
- c. One (1) unlighted identification sign at each public entrance to a subdivision not exceeding twelve (12) square feet in area and shall not extend more than four (4) feet above ground level; to be removed when the subdivision roadway is accepted by the Town.
- d. One (1) temporary unlighted sign maintained on the premises while construction is in process and containing information relevant to the project including the name and address of the parties involved in the construction or financing of a project on the premises. The construction sign shall not be larger than six (6) square feet and shall not extend more than six (6) feet above ground level. Such sign shall be removed fourteen (14) days after completion of construction or as required by the Building Commissioner if a waiver is granted.

The Building Commissioner may waive the size limitations set forth above and allow a sign larger than six (6) square feet if: the Premises fronts on a State Highway, such as Route 114 or Route 62; or if the sign is advertising lots in a subdivision and a larger sign is needed for legibility purposes. The total area of the sign shall not exceed twenty-four (24) square feet.

5.2.11. Permitted Signs – All Business and Industrial Districts.

- 1. Accessory Signs: A Premises shall be allowed to have one (1) Ground Sign and either one (1) Roof or one (1) Wall Sign, subject to the provisions set forth below and unless otherwise specifically permitted hereby.
 - a. Ground Signs: Only one Ground Sign is permitted on any Premises regardless of the number of buildings on such Premises.
 - b. No Ground Sign shall extend more than fifteen (15) feet above ground level.
 - c. For single occupant buildings the Sign Area shall not exceed thirty-six (36) square feet.
 - d. For multiple occupant buildings, the Sign Area shall not exceed thirty-six (36) square feet plus an additional six (6) square feet for each additional occupant up to a maximum area of ninety-six (96) square feet.
 - e. Sign Areas larger than ninety-six (96) square feet and Signs in excess of fifteen (15) feet above ground level may be allowed by Special Permit of the Board of Appeals in accordance with Section 5.2.7.

2. Roof Signs and Wall Signs: Each building located at a Premises shall be entitled to only one (1) Roof Sign or only one (1) Wall Sign.
- a. The total Sign Area of any Wall or Roof Sign shall not exceed more than one (1) square foot for every one (1) linear foot of the Building Frontage. See Exhibit 3, attached hereto, for an example of how to compute Sign Area.
 - b. A building that is situated on lot where the main public entrances of the majority of its occupants face a parking lot shall be entitled to use the linear footage of the side of the building wall that faces the parking lot in determining the permissible Sign Area.
 - c. The center line of any Roof Sign shall not exceed the midline of the roof and shall not extend above the ridge of the roof. See the figure shown on Exhibit 2, attached hereto, for a depiction of permitted Roof Signs.
 - d. All allowed Wall Signs and Roof Signs shall be limited to the designs shown on Exhibits 2 and 3, attached.
 - e. Subject to the issuance of a Special Permit by the Board of Appeals in accordance with Section 5.2.7, a multi-occupant building may be permitted to erect multiple Roof and Wall Signs for each occupant, provided in addition to all other criteria listed herein and in Section 9.4 of the Zoning Bylaw the Owner or Interested Party is able to demonstrate to the Board that:
 - the combined Sign Area shall not exceed the Sign Area as determined under Section 2.a above;
 - in no event shall a building have a combination of Wall and Roof Signs.
 - Wall Signs on a single building, or multiple buildings within a Premises shall be consistent in size, color, and character providing for a uniform design.
 - f. Subject to the issuance of a Special Permit by the Board of Appeals in accordance with Section 5.2.7, a building may have Wall or Roof Signs on more than one side of a building provided in addition to all other criteria listed herein and in Section 9.4 of the Zoning Bylaw the Owner or Interested Party is able to demonstrate to the Board that:
 - the building is located on a corner lot with legal frontage on both sides, as determined for the applicable zoning district;
 - the building is situated on a lot where the main public entrances for its occupants face a parking lot and a street on which the Premises has legal frontage;
 - the Sign is to be placed on the side of the building with legal frontage or that faces the parking lot; and;
 - the combined Sign Area of all such Signs shall not exceed Sign Area as determined under Section 2.a above.

3. Canopy signs: A Premises shall be permitted to have a Canopy Sign subject to the issuance of a Special Permit by the Board of Appeals in accordance with Section 5.2.7 and in Section 9.4 of the Zoning Bylaw and provided Owner or Applicant meets all other requirements listed herein for Wall or Roof Signs. Canopy Signs shall take the place of any Wall or Roof Sign that may be erected on any building. Only Canopy Signs as shown on Exhibit 5 shall be permitted subject to the issuance of a Special Permit as mentioned herein.

4. Awning Signs: A building shall be permitted to have Awning Signs provided they are consistently used on a building and shall be consistent in size, color, and character providing for a uniform design. The Sign Area used by the Awning Sign shall reduce the Sign Area permissible for any Wall or Roof Sign being erected on any building. The size of lettering or other copy used in the sign shall not be taller than eight (8").

5. Window signs: Signs shall be permitted in windows provided the Sign Content shall not cover more than 20% of the window glass area in which it is located. The area of the Sign is computed as shown on Exhibit 3, Figure 1.

6. Building directories (if located outside): Directories may be affixed to the exterior wall of a building at each public entrance. Such directory shall not exceed an area determined on the basis of one (1) square foot for each establishment occupying the building but in no event shall the director sign be larger than six (6) square feet.

7. Directional Signs: Traffic Control orientation, directional, and guidance signs located within the boundaries of the Premises for which such Signs are being employed shall be permitted up to four (4) square feet in area, displayed for purposes of direction or convenience, including signs identifying parking, fire lanes, rest rooms, freight entrances and the like. Each Premises shall be limited to no more than four (4) Directional Signs per Premises. The Building Commissioner may permit additional Signs if the owner or occupant can demonstrate a reasonable need for public safety and convenience.

8. Service stations or garages:

- a. May divide the allowed Sign Area of the permitted Wall Sign into separate, smaller Wall Signs indicating separate operations or departments. A Ground identification sign of thirty-six (36) square feet with price sign incorporated is allowed.
- b. For active fuel dispensing Service Stations, with multiple tenants, on the same lot: One single free standing ground identification sign of thirty-six (36) square feet plus an additional six (6) square feet for each additional occupant up to a maximum area of ninety-six (96) square feet. Pricing information, if advertised, shall be counted toward Sign Area for service stations. The maximum height (including pylons) of this free standing ground sign shall be 15 feet from ground level.
- c. Sign Areas larger than ninety-six (96) square feet and Signs in excess of fifteen (15) feet above ground level may be allowed by Special Permit of the Board of Appeals, in accordance with Section 5.2.7.

9. Temporary Signs Requiring No Permit. All Temporary Signs must be Accessory Signs and shall be set back a minimum of ten (10) feet from all property lines and a minimum of forty (40) feet from all residential districts and off premises structures and shall be permitted on a short-term basis as hereinafter specified. The following Temporary Signs do not require a Sign Permit or the payment of a fee:
- a. One (1) unlighted real estate sign advertising the sale, rental or lease of the premises on which it is erected to be no larger than twenty-four (24) square feet and shall not extend more than six (6) feet above ground level. Such sign requires no sign permit and shall be removed fourteen (14) days after sale, rental or lease or as required by the Building Commissioner if a waiver is granted.
 - b. Signs advertising open houses shall be removed at the end of each day. In no event shall such signs include pennants, streamers, advertising flags, balloons, spinners or similar devices.
 - c. One (1) unlighted sign maintained on the premises while construction is in process and containing information relevant to the project, including the name and address of the parties involved in the construction or financing of a project on the premises. The construction sign shall not be larger than twenty-four (24) square feet and shall not extend more than six (6) feet above ground level. Such sign shall require no sign permit and shall be removed fourteen (14) days after completion of construction or as required by the Building Commissioner if a waiver is granted.
 - d. The Building Commissioner may waive the size limitations set forth above and allow a sign larger than twenty-four (24) square feet if: the Premises fronts on a State Highway, such as Route 114 or Route 62 and a larger sign is needed for legibility purposes. The total area of the sign shall not exceed thirty-two (32) square feet.
10. Temporary Signs Requiring A Permit: All Temporary Signs other than as provided above in Section 8 shall require a permit and the payment of a fee. Such Signs must be Accessory Signs and shall be set back a minimum of ten (10) feet from all property lines and a minimum of forty (40) feet from all residential districts and off premises structures and shall be permitted on a short-term basis as hereinafter specified.
11. A-Frame Sign: An A-Frame Sign shall only advertise sales, special events, a daily or weekly special (which changes each day or week) or changes in the nature of an operation, and shall not otherwise be used to advertise a continuing or regularly recurring business operation.
- a. Each A-Frame shall require the issuance of a Sign Permit that complies with the requirements of this Regulation for a Temporary Sign by the Building Commissioner and the payment of a fee.
 - b. No Premises shall be permitted to erect more than two (2) such signs at any one time and only one such A-Frame Sign shall be permitted for every fifty (50) feet of legal frontage abutting a public way and available at Premises.

- c. Each Permit shall contain an authorization from the Owner and be signed and submitted by Applicant.
- d. The total Sign Area shall not exceed twelve (12) square feet on each side and shall not be more than thirty-six (36") inches wide at its widest part.
- e. The Sign shall not extend more than forty-eight (48") inches above grade.
- f. The Sign shall be taken down every evening and displayed only during the hours that the advertising entity is open for business to the general public.
- g. The Sign shall not be illuminated, emit any sound, have any moving parts, flashing lights, reflectors or other devices that are likely to cause a distraction.
- h. The Sign shall be securely anchored so as to not blow over and is professional in appearance.
- i. The Sign shall not display brand names, symbols or slogans of nationally distributed products except in cases where the majority of the floor or lot on the Premises is devoted to manufacture or sale or other processing of that specific product.
- j. Signs should not contain selling slogans or other advertising which is not an integral part of the name or other identification of the enterprise.
- k. The Sign shall not obstruct a public or private walkway, or be placed on public property.

12. Banners: Banner Signs may be permitted to advertise sales or special events, but shall not otherwise be used to advertise a continuing or regularly recurring business operation. Street Banners may advertise a public or charitable entertainment or event. All Banners shall be removed promptly when the information they display is out of date, but in any event no later than seven (7) days after the event. Banner shall comply with the following:

- a. Shall only be erected for up to ten (10) consecutive days in any two (2) month period and for never more than thirty (30) days in any twelve (12) month period on any Premises.
- b. Only one shall be permitted at a premise at any given time.
- c. The dimensions shall be no greater than twenty (20) feet long or four (4) feet tall with a total Sign Area not to exceed eighty (80) square feet.
- d. Shall not be illuminated, emit any sound, have any moving parts, flashing lights, reflectors or other devices that are likely to cause a distraction.
- e. Shall be securely anchored and properly maintained and professional in appearance.
- f. Shall not be attached to shrubs, trees or similar items for support but rather must be professionally erected.

- g. Shall not obstruct a public or private walkway, or be placed on public property.

5.2.12. Temporary Signs Not Requiring a Permit – All Districts. The following temporary signs, in addition to those specifically set forth herein shall be allowed in all districts provided they comply with the following:

1. Temporary signs, of not more than twelve (12) square feet in area, erected for a charitable or religious cause; requires no sign permit and is to be removed within thirty (30) days of erection. The Building Inspector shall maintain placement controls.
2. Identification Signs or entrance markers for a church, or synagogue shall not exceed a combined total of thirty (30) square feet and provided that there shall be no more than two (2) signs allowed on the premises.
3. Temporary signs pertaining to a candidate or ballot question appearing on the ballot of an election duly called in the Town of Middleton shall require no sign permit. Such signs permitted by this Bylaw shall only be permitted on private property and in no event:
 - a. shall be placed in any public right of way or obstruct traffic visibility.
 - b. shall not exceed six (6) square feet in area per sign and shall not exceed in aggregate twenty-four (24) square feet in area per lot;
 - c. shall not be higher than four (4) feet above ground level; and
 - d. shall be stationary and shall not be illuminated.

Unless otherwise specified in this Bylaw, temporary signs pertaining to other noncommercial issues shall require no sign permit and shall be allowed in all zoning districts. Such signs shall be subject to the limitations set forth in subsection 3.a-d., inclusive, above.

5.2.13. Off-Premises Signs– All Districts. Only Signs pertaining exclusively to the Premises on which they are located or to products, accommodations, services or activities on the Premises shall be allowed, except that an Off-Premises Directional Sign, designating the route to an establishment not on the street to which the Sign is oriented, may be erected and maintained within the public right-of-way at any intersection if authorized by the Board of Selectmen or on private property if granted a Special Permit by the Board of Appeals. Such Sign shall be authorized only upon the authorizing agency's determination that such sign will promote the public interest, will not endanger the public safety and will be of such size, location and design as will not be detrimental to the neighborhood. At locations where directions to more than one (1) establishment are to be provided, all such directional information shall be incorporated into a single structure. All such directional signs shall be unlighted, and each shall be not over four (4) square feet in area.

5.2.14. Guidelines. The following are further means by which the objectives for Signs can be served. These guidelines are not mandatory, but degree of compliance with them shall be considered

by the Board of Appeals in acting upon Special Permits authorized by the Zoning Bylaws and by the Building Commissioner in issuing a Sign Permit authorized under this Section of the Zoning Bylaw.

1. Efficient Communication:

- a. Signs should not display brand names, symbols or slogans of nationally distributed products except in cases where the majority of the floor or lot on the premises is devoted to manufacture or sale or other processing of that specific product.
- b. Premises chiefly identified by a product name (such as a gasoline or auto brand) should devote some part of their permitted sign area to also displaying the identity of the local outlet.
- c. Signs should not contain selling slogans or other advertising which is not an integral part of the name or other identification of the enterprise.
- d. Sign content normally should not occupy more than forty percent (40%) of the sign background, whether a signboard or a building element.
- e. Signs should be simple, neat and avoid distracting elements, so that contents can be quickly and easily read.

2. Environmental Relationship:

- a. Sign design should take into consideration the scale of the street to which the sign oriented and the size, brightness, style, height and colors of other signs in the vicinity.
- b. Sign brightness should not be excessive in relation to background lighting levels, e.g., averaging not in excess of one hundred (100) foot lamberts in the downtown or similarly bright areas and not in excess of twenty (20) foot lamberts in unlighted outlying areas.

3. Building Relationship:

- a. Signs should be sized and located so as to not interrupt obscure or hide the continuity of columns, cornices, roof eaves, sill lines or other elements of building structure and where possible, should reflect and emphasize building structural form.
- b. Sign material, colors and lettering should be reflective of the character of the building to which the sign relates, just as Sign Area should be related to building size.
- c. Clutter should be avoided by not using support brackets extending above the sign or guy wires and turnbuckles.

(See Exhibits 1-5 on the following pages which are to be incorporated into this article.)

EXHIBIT 1

GROUND SIGNS

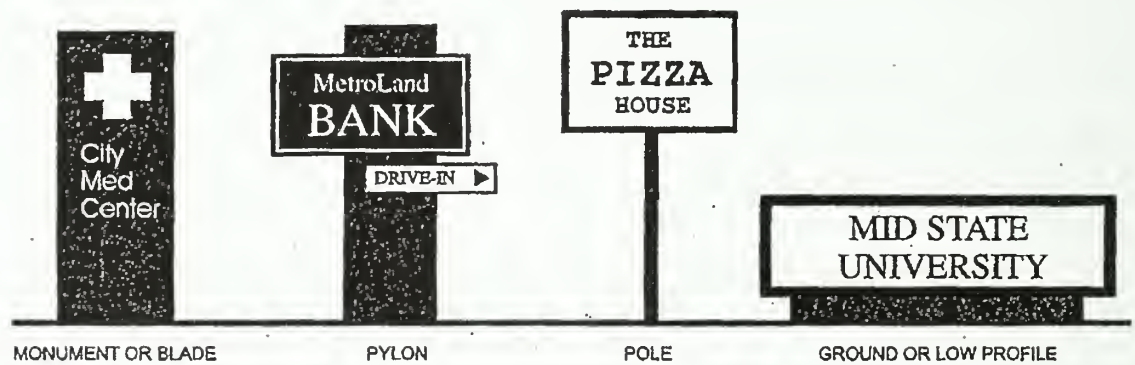
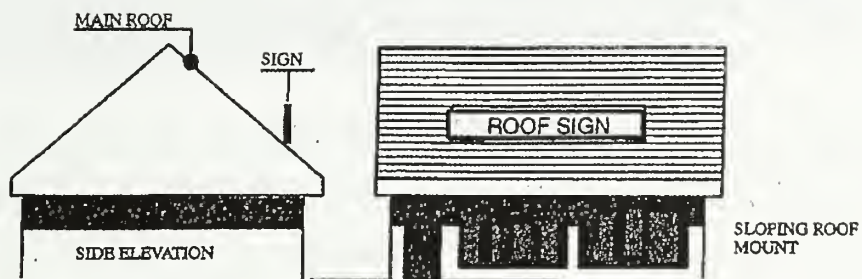


EXHIBIT 2

ROOF SIGNS

Permitted



Prohibited

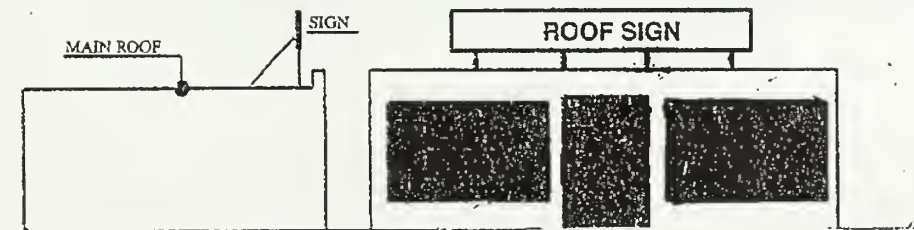


**EXHIBIT 3
HOW TO COMPUTE SIGN AREA**

**Figure 1
Scale 1" = 2'**

Compute the Sign Area
inside the defined border
of the Sign Structure

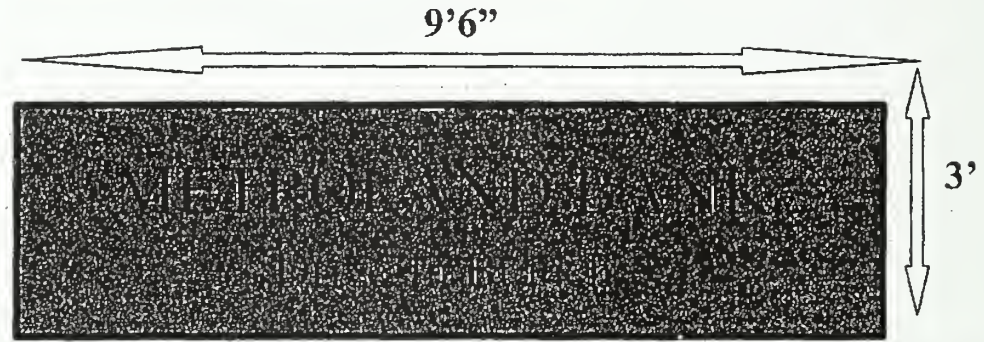
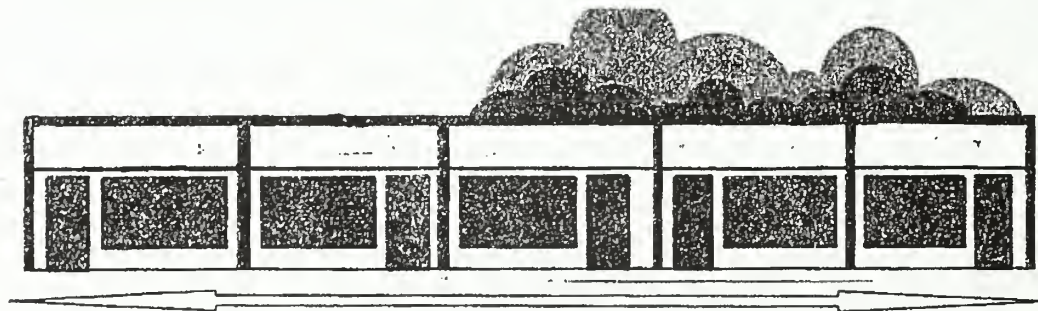


**Figure 2
Permissible Sign Size
Roof and Wall
Scale 1" = 20'**



110 linear feet

**Total allowable Sign Area of 110 square feet
(up to a 22 square foot Sign for each Storefront computed in
accordance with Figure 1 above)**

EXHIBIT 4

WALL SIGNS

Figure 1

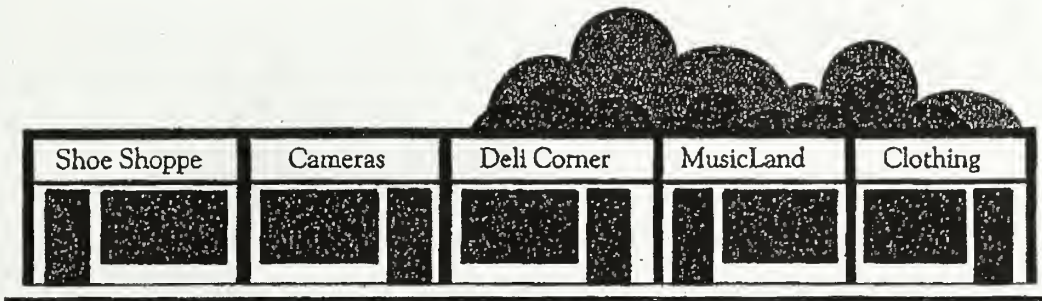


Figure 2

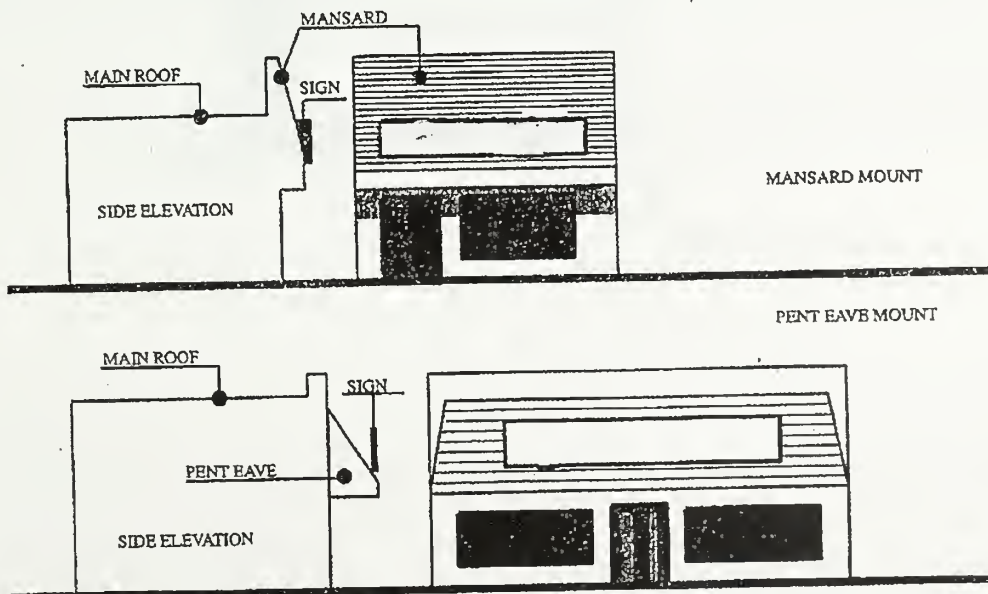


EXHIBIT 5

CANOPY SIGNS

Figure 1

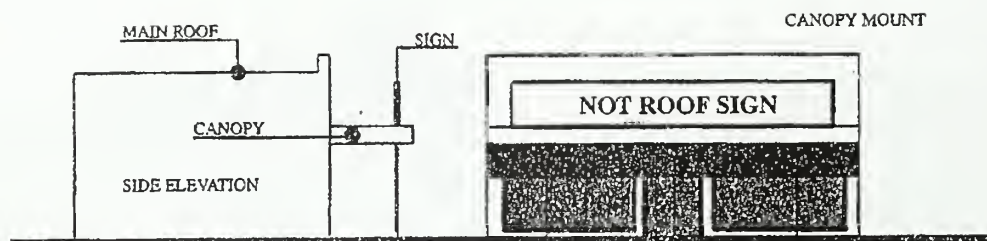


Figure 2



CANOPY SIGN
ON FREE-STANDING CANOPY

Or what it will do in relation thereto. And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee, Planning Board and Master Plan Committee all recommended the new sign bylaw. Paul Richardson and Danielle Zenga summarized the changes that the adoption of this bylaw would make, and when a voice vote was taken, the Moderator declared that a two-thirds majority had been attained.

Article 32: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by making the following changes to Section 8.3:

Delete Section 8.3.5.3 and substitute the following therefore:

Lot frontage and width.

The minimum lot frontage shall be 400 feet for each building in an IH District. Otherwise, the minimum lot frontage shall be that required in the underlying district.

Delete Section 8.3.5.4 and substitute the following therefore:

Height.

The height of any structure shall not exceed the limitation in the underlying district. Or what it will do in relation thereto. Or take any other action related thereto.

And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

On the recommendation of Finance Committee, the Planning Board and the Master Plan Committee, the Meeting voted to adopt these changes. The Moderator declared that a two-thirds majority had been attained and the motion passed.

Article 33: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by adding the following provision:

4.2.5 Business District; Special Permit.

A lot in the Business District which does not meet the area or frontage requirements of this Section 4.0 may apply for a special permit from the Board of Appeals to exempt such lot from the dimensional requirements for lot area, lot frontage and width, and side and rear yards. Any such special permit shall ensure compliance with the needs of public safety, health and welfare. Or what it will do in relation thereto.

And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

The Finance Committee, the Planning Board and the Master Plan Committee all recommended that this provision be added to the Zoning Bylaw, and it was so voted by a unanimous voice vote.

Article 34: On petition of the Town Zoning Bylaw Review Committee, Planning Board and Board of Selectmen to see if the Town will vote to amend the Zoning Bylaw by deleting the words “one year” in Section 9.5.12 and substituting the words “two years”.

Or what it will do in relation thereto. And further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton.

On the recommendation of the Finance Committee, the Planning Board, and the Master Plan Committee, the Meeting voted unanimously to adopt Article 34.

Article 35: On petition of the Board of Selectmen to see if the Town will vote to authorize the Board of Selectmen to negotiate and enter into an intergovernmental agreement for a period of ten years to provide emergency and non-emergency police, fire and emergency medical services dispatch with other municipalities in Essex County based on a per capita charge-back through the State Cherry Sheet, or take any other action thereon.

Purpose: This article authorizes the Board of Selectmen to negotiate the terms of and enter into an Intergovernmental Agreement to participate in the Regional Emergency Dispatch Center (RECC), joining up to twelve other Essex County municipalities to set up a Regional Dispatch Center serving a population of 220,000. The Center will coordinate 911 call operations and provide emergency police and fire dispatching services. The Regional Dispatch Center will be constructed on Manning Avenue next to the Essex County Correctional Facility. Sheriff Frank Cousins and the State Department of Corrections will administer the Essex RECC collaboratively through oversight of three Municipal Advisory Boards consisting of Fire and Police Chiefs, and Chief Executive Officers from the participating municipalities.

The Essex RECC has been awarded a State Grant of \$6,800,000 to purchase equipment and software, construct a secure building, and hire and train professional dispatchers to operate the Center. The Center will provide a variety of call answering and emergency dispatch services tailored to meet the needs of each participating community. The State will also contribute more than \$1,500,000 towards the annual support of the operating costs, which combined with other centralized operating efficiencies, is expected to save Middleton taxpayers up to \$75,000 annually upon joining the RECC. State financial support is allocated under Chapter 223 of the Acts of 2008, which permanently creates a State 911 Department and dedicated funding, “to ensure the most efficient and consistent approach for Enhanced 911 service to cities and towns”.

In addition to improving emergency dispatching services and saving annual operating costs, participating municipalities will save thousands of dollars in not having to purchase and maintain certain radio transmission and communications equipment with local tax dollars in each of their own

dispatch centers. The Center will also be designed to handle major emergencies with as many as 14 dispatchers working at a time capable of answering individual calls. With advances in technology, the same number of dispatchers can perform a far greater number of tasks, such as Emergency Medical Dispatching, compared to smaller dispatch centers often staffed by no more than one or two part-time individuals.

This project is the culmination of more than three full years of planning with participation and guidance from a large group of Essex County Fire and Police chiefs, co-chaired by Topsfield Fire Chief Ronald Giovannacci and Danvers Police Chief Neil Ouellette. The local Steering Committee decided to utilize the Essex County Sheriff's Department as the umbrella agency rather than creating a new governmental agency.

The Finance Committee recommended that the Selectmen be authorized to negotiate and enter into this agreement, stating that there is no requirement for financing at this time. After several attendees spoke in favor of the article, including the Fire and Police Chiefs, the motion carried unanimously

Article 36: On petition of the Electric Light Commissioners to see if the Town will vote to accept a sum of money from the earnings of the Electric Light Department, said sum to be used for the reduction of taxes.

On the recommendation of the Finance Committee, the Meeting voted unanimously to accept \$100,000 from the Light Department revenues to reduce the tax rate.

Article 37: On petition of the Electric Light Commissioners to see if the Town will vote to authorize the appropriation of all income of the Municipal Light Department, the whole to be expended by the Manager thereof under the direction and control of the Commissioners, for the expenses of the Department for the Fiscal Year as defined in Section 57 of Chapter 164 of the General Laws of the Commonwealth, and the excess to be transferred to the Depreciation Fund of said Department to be used as the Commissioners may direct hereto.

The Meeting voted unanimously to follow the recommendation of the Finance Committee to adopt this article.

Article 38: On petition of the Board of Selectmen to see if the Town will vote to transfer a sum of money to be taken from Free Cash to apply to and reduce the Fiscal Year 2010 Tax Rate.

The Finance Committee recommended that \$250,000 be transferred from Free Cash to reduce the FY 2010 Tax Rate, and the Meeting voted unanimously to do so.

Article 39: On petition of the Board of Selectmen and Finance Committee to see if the Town will vote to appropriate a sum of money to the Stabilization Fund, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

The Finance Committee recommended that \$100,000 be appropriated from Free Cash to the Stabilization Account, and the Meeting voted unanimously to do so.

All the articles on the Warrant having been dealt with, there was a motion made and seconded from the floor to dissolve the Annual Town Meeting, and the motion carried unanimously.

Attest, a True Copy,

Sarah B. George
Town Clerk

TOWN OF MIDDLETON-- ANNUAL TOWN ELECTION--MAY 18, 2009

	PRECINCT 1	PRECINCT 2	GRAND TOTAL
Total Voters	2778	2393	5171
Total Ballots Cast	1473	1025	2498
% Voting	53%	43%	48%

OFFICE/QUESTION	PRECINCT 1	PRECINCT 2	GRAND TOTAL
Moderator			
Henry A. Tragert	1081	749	1830
All Others	4	9	13
Blanks	388	267	655

Selectman			
Nancy M. Jones	1063	730	1793
Kosta E. Prentakis	976	659	1635
All Others	13	11	24
Blanks	894	650	1544

Assessor			
Deborah J. Carbone	1081	754	1835
All Others	2	2	4
Blanks	390	269	659

Elem. Sch. Comm 3 yrs.			
Teresa Buono	1027	707	1734
Deidre Donarumo	966	649	1615
All Others	7	9	16
Blanks	946	685	1631

Elem. Sch. Comm. 1 yr.			
Linda Richards	7		7
James Pearl	11	6	17
All Others	52	24	76
Blanks	1403	995	2398

Reg. Sch. Comm.			
Linda Richards	47	30	77
All Others	25	11	36
Blanks	1401	984	2385

OFFICE/QUESTION	PRECINCT 1	PRECINCT 2	GRAND TOTAL
Planning Board			
Beverly A. Popielski	882	652	1534
Richard A. Cardinale	52	27	79
All Others	5	12	17
Blanks	534	334	868
Light Commissioner			
James W. Kelley	942	665	1607
Timothy P. Houten	845	612	1457
All Others	4	3	7
Blanks	1155	770	1925
Library Trustee			
Lois Lane Gianni	975	685	1660
Brenda J. Kirwan	951	661	1612
All Others	4	1	5
Blanks	1016	703	1719
Housing Authority 5 yrs.			
Charles M. Collier	990	692	1682
All Others	2	1	3
Blanks	481	332	813
Housing Authority 2 yrs.			
Barbara A. Tilton	972	686	1658
All Others	3	1	4
Blanks	498	338	836
Question 1			
Shall the Town of Middleton be allowed to exempt from the provisions of Proposition two and one half, so called, the amounts required to pay for the bonds issued in order to pay costs of constructing a new elementary school to be located behind the existing Howe Manning School, and be located at 26 Central Street, and for the payment of all other costs incidental and related thereto?			
Yes	809	502	1311
No	659	520	1179
Blanks	5	3	8

REGISTRARS OF VOTERS

The Board of Registrars of Voters is appointed by the Board of Selectmen to serve three-year overlapping terms. The Town Clerk is a Registrar by virtue of her office. The duties of the Registrars include the following:

- Register new voters
- Certify absentee ballot applications
- Certify nomination papers and petitions
- Conduct election recounts
- Maintain and update the list of registered voters
- Prepare the annual census

The Board holds a special registration session before each election and town meeting. In addition to the special sessions, any resident of the Town may register to vote in the Town Clerk's Office Monday through Thursday, 9:00 a.m. to 4:00 p.m., Friday, 9:00 a.m. to 1:00 p.m., and Tuesday evenings from 6:00 to 8:00 p.m. Mail-in registration is also possible. Forms are available at the Town Clerk's Office, the Post Office and Library or by calling the Town Clerk's Office at 978-774-6927.

As of January 1, 2009, the Board found the number of residents to be 8131, which is an increase of 74 residents since January 1, 2009.

As of the close of registration for the 2009 Annual Town Meeting and Election, the number of registered voters and their party enrollment is as follows:

	Precinct 1	Precinct 2	Total
Democrats	661	524	1185
Republican	434	342	776
Unenrolled	1676	1514	3190
Green-Rainbow	2	1	3
Libertarian	5	11	16
Reform		1	1
Total	2778	2393	5171

Respectfully Submitted,

Jennifer Estabrooks
Sarah George (Ex Officio)
James Hannon
Mary Jane Morrin

REPORT OF THE TOWN ACCOUNTANT

FY '09

The following financial reports are for fiscal year July 1, 2008, through June 30, 2009. They include statements of cash disbursements, expenses, cash receipts, revenues and the balance sheet.

I would like to thank my office staff, Sharon Bainbridge, for her dedicated service. I would also like to thank the boards, commissions and department heads for their cooperation during the year.

Respectfully submitted,

Andrew Vanni

TOWN OF MIDDLETON
BALANCE SHEET
June 30, 2009

	GENERAL #22-28	CAPITAL PROJECTS #30-32	ENTERPRISE #62	STAB. - AGENCY TRUST FUNDS #82-89	LONG TERM DEBT #97	TOTALS
ASSETS:						
CASH	17,632,793					17,632,793
PETTY CASH	375					375
POOLED CASH	(12,582,004)	42,045	6,260,378	3,206,337		0
TEMPORARY CASH						0
INVESTMENTS - STOCK						0
REAL ESTATE/PERSONAL PROPERTY	592,341					592,341
LESS: ALLOW FOR ABATEMENTS	(517,615)					(517,615)
NET REAL ESTATE/PERSONAL PROPERTY	74,726					74,726
TAX TITLE	836,185					836,185
MOTOR VEHICLE EXCISE	205,692					205,692
WATER/ELECTRIC LIENS	12,622					12,622
OTHER RECEIVABLES			1,543,130			1,543,130
FIXED ASSETS	312,781		6,720,230			6,720,230
INVESTMENTS						0
AMOUNT TO BE PROVIDED					8,497,600	8,497,600
DUE TO/FROM OTHER GOVERNMENTS					0	0
TOTAL ASSETS	6,180,389	42,045	14,531,738	3,206,337	8,497,600	35,836,134
LIABILITIES:						
BONDS PAYABLE					8,497,600	8,497,600
DEPOSITS					0	0
ACCOUNTS & WARRANTS PAYABLE	20,769				20,769	20,769
DEFERRED REVENUE:						0
REAL ESTATE/PERSONAL PROPERTY	74,726					74,726
ELECTRIC/WATER LIENS	12,622					12,622
MOTOR VEHICLES	205,692					205,692
TAX TITLE	836,185					836,185
DEFERRED REVENUES OTHER	312,556		1,543,130			1,855,686
BONDS & GUARANTEES				406,064		406,064
DUE FROM OTHER GOVT					0	0
NOTES PAYABLE					0	0
TOTAL LIABILITIES	333,325	0	1,543,130	406,064	8,497,600	11,909,344
FUND EQUITY:						
RESERVED FUND BALANCES	1,989,734		9,519,718			11,509,452
UNRESERVED FUND BAL - SURPLUS	3,061,055	42,045	3,468,890	2,800,273		12,416,963
PETTY CASH	375					375
RETAINED EARNINGS						0
ENCUMBRANCES						0
TOTAL EQUITY	5,051,164	42,045	12,988,608	2,800,273	0	23,826,790
TOTAL LIABILITIES & EQUITY	6,180,389	42,045	14,531,738	3,206,337	8,497,600	35,836,134

TOWN OF MIDDLETON												
CASH RECEIPTS SUMMARY												
ENDING 6/30/09												
	#1 GENERAL FUND	#22 REVOLVING FUND	#23 RECEIPTS RESERVED	#24 SCHOOL GRANTS	#25 OTHER GRANTS	#28 WATER SPECIAL RESERVE	#62 ELECTRIC FUND	#82 TRUST FUND	#84 TRUSTS	#85 STABILI ZATION	#86 CONSERV LAND	TOTAL
TAXES:												
PERSONAL PROPERTY	488,156											488,156
REAL ESTATE	17,628,717											17,628,717
MOTOR VEHICLE	1,307,185											1,307,185
TAX TITLE PENALTY & INTEREST	141,619											141,619
PENALTY & INTEREST EXCISE	200,519											200,519
LIEU OF TAXES	246,418											246,418
TAX OFFICE FEES & CHARGES	13,353											13,353
ELECTRIC/WATER LIENS	1,994											1,994
SUBTOTAL	20,027,961											20,027,961
FEES AND CHARGES:												
ASSESSORS	1,706											1,706
TOWN CLERK	13,331											13,331
POLICE	57,696											57,696
CEMETERY	13,872											13,872
SELECTMEN	35,773											35,773
FIRE	15,661											15,661
BUILDING INSPECTIONS	225,649											225,649
BOARD OF HEALTH	28,066											28,066
LANDFILL	150,285											150,285
PLANNING BOARD	998											998
DPW	600											600
BOARD OF APPEALS	1,950											1,950
SUBTOTAL	545,587											545,587

TOWN OF MIDDLETON												
CASH RECEIPTS SUMMARY												
ENDING 6/30/09												
	#1 GENERAL FUND	#22 REVOLVING FUND	#23 RECEIPTS RESERVED	#24 SCHOOL GRANTS	#25 OTHER GRANTS	#28 WATER SPECIAL RESERVE	#62 ELECTRIC FUND	#82 TRUST FUND	#84 TRUSTS	#85 STABILI ZATION	#86 CONSERV LAND	TOTAL
STATE REVENUE:												
POLICE INCENTIVE	1,626											1,626
LOCAL AID	114,236											114,236
LOTTERY	500,384											500,384
HOTEL TAX	100,608											100,608
MISC	2,116											2,116
STATE OWNED LAND	34,613											34,613
VETERANS & BLIND	2,034											2,034
SCHOOL AID CHAP. 70	1,430,804											1,430,804
TRANSPORTATION	11,082											11,082
TUITION STATEWARDS	6,886											6,886
MEDICAID REIMB.	15,532											15,532
SCHOOL BUILDING REIMB.	363,834											363,834
SUBTOTAL	2,583,755											2,583,755
OTHER REVENUES:												
ACCOUNTANT	366,227											366,227
INTEREST EARNINGS	165,396											165,396
OTHER MISC. REVENUE	40,787											40,787
SUBTOTAL	572,410											572,410
PAYROLL WITHHOLDINGS:												
PAYROLL WITHHOLDINGS	4,455,007											4,455,007
SUBTOTAL	4,455,007											4,455,007
BALANCE SHEET ITEMS												
EXCHANGE AGENCY	1,028,305											1,028,305
SUBTOTAL	1,028,305											1,028,305
TOTAL GENERAL FUND	29,213,025											29,213,025

TOWN OF MIDDLETON												
CASH RECEIPTS SUMMARY												
ENDING 6/30/09												
	#1 GENERAL FUND	#22 REVOLVING FUND	#23 RECEIPTS RESERVED	#24 SCHOOL GRANTS	#25 OTHER GRANTS	#28 WATER SPECIAL RESERVE	#62 ELECTRIC FUND	#82 TRUST FUND	#84 TRUSTS	#85 STABILI ZATION	#86 CONSERV LAND	TOTAL
FUND 22 - REVOLVING FUND:												
AFTER SCHOOL ENRICHMENT		32,292										32,292
SCHOOL REVOLVING		4,723										4,723
HOWE MANNING CHILDCARE		83,643										83,643
PRESCHOOL		136,314										136,314
SCHOOL CAFETERIA		170,723										170,723
FIRE ALARM FEE		16,500										16,500
SCHOOL ACTIVITIES-HOWE		8,006										8,006
HOWE MANNING MUSIC		11,590										11,590
SCHOOL ACTIVITIES FULLER		20,800										20,800
NATURES CLASSROOM		10,222										10,222
WEIGHTS AND MEASURES		4,705										4,705
FIRE ALARM CONSTRUCTION		-										-
MARITIME PIPELINE		-										-
TOTAL REVOLVING FUND		499,518										499,518
FUND 23 - REVENUE RESERVED:												
PARADE COMMITTEE			90									90
CONSERVATION FEES			6,352									6,352
CEMETERY SALES LOTS & GRAVES			1,760									1,760
AMBULANCE FUND			383,500									383,500
TOTAL REVENUES RESERVED:			391,702									391,702

TOWN OF MIDDLETON												
CASH RECEIPTS SUMMARY												
ENDING 6/30/09												
	#1 GENERAL FUND	#22 REVOLVING FUND	#23 RECEIPTS RESERVED	#24 SCHOOL GRANTS	#25 OTHER GRANTS	#28 WATER SPECIAL RESERVE	#62 ELECTRIC FUND	#82 TRUST FUND	#84 TRUSTS	#85 STABILI ZATION	#86 CONSERV LAND	TOTAL
FUND 24 - SCHOOL GRANTS												
ACADEMIC SUPPORT SERVICES												
CHAPTER 188 EARLY CHILDHOOD				-								-
MATH IN SERVICE TRAINING												-
GUIDANCE COUNSELOR												-
PL 94-142				177,004								177,004
FOUNDATION GRANT				14,149								14,149
ENROLLMENT GROWTH AID												-
KINDERGARTEN TRANSITION												-
PALMS STATE LEA												-
TITLE V				-								-
TITLE I				19,962								19,962
CURRICULUM FRAMEWORKS												-
EDUCATOR QUALITY				13,525								13,525
GOV ALLIANCE AGAINST DRUGS				2,198								2,198
AUTISM				-								71,091
ENHANCED ED THROUGH TECH				411								411
EARLY CHILDHOOD				8,778								8,778
MENTAL HEALTH SUPPORT												-
CIRCUIT BREAKER				108,228								108,228
CORRECTIVE ACTION				-								-
TOTAL SCHOOL GRANTS				<u>344,255</u>								<u>415,316</u>

CASH RECEIPTS SUMMARY

ENDING 6/30/09											
#1 GENERAL FUND	#22 REVOLVING FUND	#23 RECEIPTS RESERVED	#24 SCHOOL GRANTS	#25 OTHER GRANTS	#28 WATER SPECIAL RESERVE	#62 ELECTRIC FUND	#82 TRUST FUND	#84 TRUSTS	#85 STABIL ZATION	#86 CONSERV LAND	TOTAL
FUND 25 - OTHER GRANTS:											
FLINT LIBRARY				732							732
COUNCIL ON AGING				12,125							12,125
PEG ACCESS PROGRAMING				183,844							183,844
DARE PROGRAM											
COMMUNITY PRESERVATION ACT				243,839							243,839
FEDERAL EMG MGT ASSISSTANCE				-							-
POLICE SELECTIVE ENFORCEMENT				6,947							6,947
HOMELAND SECURITY				2,137							2,137
MASS ARTS LOTTERY				13,377							13,377
TITLE V				52,857							52,857
POLICE COMMUNITY POLICING				48,876							48,876
CHAPTER 90				67,051							67,051
VIOLENCE AGAINST WOMEN				-							-
COA FORMULA				6,948							6,948
LIBRARY CONSTRUCTION ART 39				240,306							240,306
HOWE-MANNING GIFTS				6,525							6,525
FULLER MEADOW				1,250							1,250
F. D. SAFETY EQUIPMENT				3,665							3,665
COA TITLE III				9,128							9,128
LAW ENFORCEMENT EQUIPMENT				1,470							1,470
TOTAL OTHER GRANTS				<u>901,077</u>							<u>901,077</u>
FUND 28 - WATER:											
SALE OF WATER					299,606						299,606
WATER LINE PERMITS					42,125						42,125
TOTAL WATER					<u>341,731</u>						<u>341,731</u>

CASH RECEIPTS SUMMARY												
ENDING 6/30/09												
	#1 GENERAL FUND	#22 REVOLVING FUND	#23 RECEIPTS RESERVED	#24 SCHOOL GRANTS	#25 OTHER GRANTS	#28 WATER SPECIAL RESERVE	#62 ELECTRIC FUND	#82 TRUST FUND	#84 TRUSTS	#85 STABILI ZATION	#86 CONSERV LAND	TOTAL
FUND 62 - ELECTRIC:												
SALE OF POWER							12,839,332					12,839,332
PUBLIC SERVICES-MISC							327,450					327,450
PRODUCTION CHARGE							89,291					89,291
M & O CHARGE							129,176					129,176
MELD METER FUND INTEREST							3,152					3,152
RATE STABILIZATION FUND												-
DEPRECIATION FUND							-					
MELD SURPLUS							300,000					
TOTAL ELECTRIC							<u>13,688,401</u>					<u>13,688,401</u>
FUND 82 - TRUSTS NON EXPENDABLE												
MANSFIELD								23,581				23,581
FANNIE ETTER								2,445				2,445
DAVID CUMMINGS								2,471				2,471
ALMIRA S RICHARDSON								152				152
SCHOLARSHIP FUND								0				-
TOTAL FUND 82								<u>28,649</u>				<u>28,649</u>
FUND 84 TRUSTS EXPENDABLE												
UNEMPLOYMENT FUND												-
SCHOLARSHIP FUND									780			780
CEMETERY PERPETUAL CARE									1,885			1,885
SENIOR TAX RELIEF									1,751			1,751
TOTAL FUND 84- EXPENDABLE									<u>4,416</u>			<u>4,416</u>
FUND 85 - STABILIZATION												
STABILIZATION										226,666		226,666
OPEB STABILIZATION										100,365		
TOTAL FUND 85-STABILIZATION										<u>327,031</u>		<u>327,031</u>
FUND 86 - CONSERVATION LAND												
LAND CONSERVATION FUND											1,039	1,039
TOTAL FUND 86 -CONSERVATION LAND											<u>1,039</u>	<u>1,039</u>
TOTAL	\$29,213,025	\$499,518	\$391,702	\$344,255	\$901,077	\$341,731	\$13,688,401	\$28,649	\$4,416	\$327,031	1,039	\$45,740,844

CASH DISBURSEMENTS
YEAR ENDING JUNE 30, 2009

ACCT #	TITLE	CARRY FORWARD	BUDGET	NET TRANSFERS	Y-T-D EXPENDED	ACCOUNT BALANCE
GENERAL GOVERNMENT						
5100	PERSONAL SERVICES	100			100	0
114	TOWN MODERATOR	100		0	100	0
5100	PERSONAL SERVICES	159,185			158,911	274
5200	PURCHASE OF SERVICES	10,450			7,910	2,540
5400	SUPPLIES	2,600			835	1,765
5700	OTHER CHARGES & EXPENSES	44,550			37,925	6,625
5800	CAPITAL OUTLAY	57,975			31,345	26,630
122	SELECTMEN	274,760		0	236,926	37,834
5100	PERSONAL SERVICES	1,744			1,523	221
5200	PURCHASE OF SERVICES	109			0	109
5400	SUPPLIES	100			100	0
5700	OTHER CHARGES & EXPENSES	100,150		-35,174	173	64,803
131	FINANCE COMMITTEE	102,103		-35,174	1,796	65,133
5100	PERSONAL SERVICES	99,255			99,255	0
5200	PURCHASE OF SERVICES	4,070			2,707	1,363
5400	SUPPLIES	620			285	335
5700	OTHER CHARGES & EXPENSES	600			66	534
5800	CAPITAL OUTLAY	1,300			1,009	291
135	TOWN ACCOUNTANT	105,845		0	103,322	2,523
5100	PERSONAL SERVICES	126,418			126,417	1
5200	PURCHASE OF SERVICES	16,885			8,068	8,817
5400	SUPPLIES	1,500			776	724
5600	INTERGOVERNMENTAL	0		0	0	0
5700	OTHER CHARGES & EXPENSES	2,250		1,250	1,782	1,718
5800	CAPITAL OUTLAY	1,000			1,000	0
141	ASSESSORS	148,053		1,250	138,043	11,260
5100	PERSONAL SERVICES	142,618			138,522	4,096
5200	PURCHASE OF SERVICES	35,700			24,551	11,149
5400	SUPPLIES	4,000			4,755	-755
5700	OTHER CHARGES & EXPENSES	1,700		2,500	1,142	3,058
5800	CAPITAL OUTLAY	0			0	0
145	TREASURER/COLLECTOR	184,018		2,500	168,970	17,548
5100	PERSONAL SERVICES	1,944			1,944	0
146	CUST. OF TOWN LANDS	1,944		0	1,944	0
5200	PURCHASE OF SERVICES	35,835		0	31,795	4,040
151	TOWN COUNSEL	35,835		0	31,795	4,040
5100	PERSONAL SERVICES	86,395			86,395	0
5200	PURCHASE OF SERVICES	3,450			2,150	1,300
5400	SUPPLIES	400		0	400	0
5700	OTHER CHARGES & EXPENSES	400		0	400	0
5800	CAPITAL OUTLAY	1,500		0	1,500	0
161	TOWN CLERK	92,145		0	90,845	1,300
5100	PERSONAL SERVICES	11,968			11,968	0
5200	PURCHASE OF SERVICES	7,250			6,731	519
5400	SUPPLIES	850			850	0
5800	CAPITAL OUTLAY	0		100	100	0
162	ELECTIONS	20,068		100	19,649	519
5100	PERSONAL SERVICES	28,418			26,433	1,985
5200	PURCHASE OF SERVICES	1,900			1,816	84
5400	SUPPLIES	300			146	154
5700	OTHER CHARGES & EXPENSES	1,100			615	485
5800	CAPITAL OUTLAY	0			0	0
171	CONSERVATION COMMISSION	31,718		0	29,010	2,708
5100	PERSONAL SERVICES	15,869		-4,102	10,927	840
5200	PURCHASE OF SERVICES	3,350			3,034	316
5400	SUPPLIES	900			657	243
5700	OTHER CHARGES & EXPENSES	900			900	0
175	PLANNING BOARD	21,019		-4,102	15,518	1,399
5100	PERSONAL SERVICES	18,162			16,685	1,477
5200	PURCHASE OF SERVICES	10,150			8,641	1,509
5400	SUPPLIES	300			290	10
5700	OTHER CHARGES & EXPENSES	500			123	377

176	BOARD OF APPEALS	29,112	0	25,739	3,373
5100	PERSONAL SERVICES	1,962		1,962	0
	PURCHASE OF SERVICES	6,200		6,199	1
181	MASTER PLAN COMMITTEE	8,162	0	8,161	1
5100	PERSONAL SERVICES	32,920		17,122	15,798
5200	PURCHASE OF SERVICES	46,880		41,398	5,482
5400	SUPPLIES	9,500		7,467	2,033
5700	OTHER CHARGES & EXPENSES	600		0	600
5800	CAPITAL OUTLAY	0		0	0
192	TOWN BUILDING	89,900	0	65,987	23,913
5200	PURCHASE OF SERVICES	16,000		0	16,000
195	TOWN REPORT	16,000	0	0	16,000
5200	PURCHASE OF SERVICES	16,500		14,000	2,500
196	AUDIT	16,500	0	14,000	2,500
5200	SERVICES	400		400	0
197	CHRISTMAS LIGHTS	400	0	400	0
5200	SERVICES	50,000		49,306	694
199	STREET LIGHTS	50,000	0	49,306	694
100	GENERAL GOVERNMENT	1,227,682	-35,426	1,001,511	190,745

PUBLIC SAFETY

5100	PERSONAL SERVICES	1,106,095		1,093,601	12,494
5200	PURCHASE OF SERVICES	91,476		70,507	20,969
5400	SUPPLIES	31,355		30,285	1,070
5700	OTHER CHARGES & EXPENSES	37,541		31,300	6,241
5800	CAPITAL OUTLAY	49,800	0	-2,546	52,346
210	POLICE	1,316,267	0	1,223,147	93,120
5100	PERSONAL SERVICES	1,260,271		1,215,646	44,625
5200	PURCHASE OF SERVICES	58,920	0	58,011	909
5400	SUPPLIES	75,300		74,787	513
5700	OTHER CHARGES & EXPENSES	22,401		22,386	15
5800	CAPITAL OUTLAY	14,300		14,300	0
220	FIRE	1,431,192	0	1,385,130	46,062
5100	PERSONAL SERVICES	143,135		143,135	0
5200	PURCHASE OF SERVICES	10,525		7,696	2,829
5400	SUPPLIES	1,500		1,485	15
5700	OTHER CHARGES & EXPENSES	11,650		11,375	275
5800	CAPITAL OUTLAY	0		0	0
241	BUILDING INSPECTOR	166,810	0	163,691	3,119
5200	PURCHASE OF SERVICES	0		0	0
291	CIVIL DEFENSE	0	0	0	0
5100	PERSONAL SERVICES	23,915		23,915	0
5200	PURCHASE OF SERVICES	3,800		3,017	783
5400	SUPPLIES	1,225		1,044	181
5700	OTHER CHARGES & EXPENSES	2,000		841	1,159
292	ANIMAL CONTROL	30,940	0	28,817	2,123
5100	PERSONAL SERVICES	100		100	0
296	CONSTABLE	100		100	0
200	PUBLIC SAFETY	2,945,309	0	2,800,885	144,424

EDUCATION

5100	PERSONAL SERVICES	0	322,490	322,490	0
5400	SUPPLIES	0	28,151	23,497	4,654
5700	OTHER CHARGES & EXPENSES	0	0	0	0
5800	CAPITAL OUTLAY	642,500	145,299	447,010	340,789
301	SCHOOL DEPARTMENT	642,500	495,940	792,997	345,443
5100	PERSONAL SERVICES	499,118	-36,810	379,413	82,895
5200	PURCHASE OF SERVICES	466,298	0	217,010	249,288
5400	SUPPLIES	7,526	0	5,692	1,834
5700	OTHER CHARGES & EXPENSES	1,601,736	-35,000	1,265,650	301,086
310	SCHOOL DISTRICT WIDE	2,574,678	-71,810	1,867,765	635,103
5100	PERSONAL SERVICES	174,220	-1,707	173,676	-1,163
5200	PURCHASE OF SERVICES	4,108	0	2,873	1,235
5400	SUPPLIES	6,141	0	3,551	2,590
5700	OTHER CHARGES & EXPENSES	9,621	0	7,035	2,586
5800	CAPITAL OUTLAY	11,040	0	11,039	1

311	SCHOOL TRI TOWN UNION	205,130	-1,707	198,174	5,249
5100	PERSONAL SERVICES	2,433,435	19,400	2,326,863	125,972
5200	PURCHASE OF SERVICES	28,550	0	24,057	4,493
5400	SUPPLIES	146,675	0	125,654	21,021
5700	OTHER CHARGES & EXPENSES	162,309	0	121,358	40,951
5800	CAPITAL OUTLAY	0	0	0	0
312	HOWE-MANNING	2,770,969	19,400	2,597,932	192,437
5100	PERSONAL SERVICES	2,710,792	19,117	2,784,611	-54,702
5200	PURCHASE OF SERVICES	35,120	0	31,617	3,503
5400	SUPPLIES	147,995	0	114,700	33,295
5700	OTHER CHARGES & EXPENSES	108,900		142,409	-33,509
5800	CAPITAL OUTLAY	0		0	0
313	FULLER MEADOW	3,002,807	19,117	3,073,337	-51,413
5700	OTHER CHARGES & EXPENSES	6,013,238		6,076,308	-63,070
314	NASCONOMET ASSESSMENT	6,013,238	0	6,076,308	-63,070
5700	OTHER CHARGES & EXPENSES	289,407		288,206	1,201
315	NORTH SHORE VOKE TECH	289,407		288,206	1,201

300	EDUCATION	15,498,729	460,940	14,894,719	1,064,950
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PUBLIC WORKS & FACILITIES

5100	PERSONAL SERVICES	516,537		508,339	8,198
5200	PURCHASE OF SERVICES	115,185	0	106,692	8,493
5400	SUPPLIES	202,300	0	201,391	909
5700	OTHER CHARGES & EXPENSES	65,350		63,089	2,261
5800	CAPITAL OUTLAY	14,000	0	13,870	130
420	DPW - ADMINISTRATION	913,372	0	893,381	19,991
5200	PURCHASE OF SERVICES	107,535	0	107,464	71
5400	SUPPLIES	24,550		21,264	3,286
5700	OTHER CHARGES & EXPENSES	38,500		1,965	36,535
425	TRANSFER STATION	170,585	0	130,693	39,892
400	PUBLIC WORKS & FACIL.	1,083,957	0	1,024,074	59,883

HUMAN SERVICES

5100	PERSONAL SERVICES	102,216	-7,000	89,778	5,438
5200	PURCHASE OF SERVICES	27,700		27,597	103
5400	SUPPLIES	1,000		568	432
5700	OTHER CHARGES & EXPENSES	3,650		2,934	716
511	BOARD OF HEALTH	134,566	-7,000	120,877	6,689
5100	PERSONAL SERVICES	135,574		133,889	1,685
5200	PURCHASE OF SERVICES	18,196		14,996	3,200
5400	SUPPLIES	4,200		4,157	43
5700	OTHER CHARGES & EXPENSES	11,313		11,313	0
5800	CAPITAL OUTLAY	1,500		831	669
541	COUNCIL ON AGING	170,783	0	165,186	5,597
5100	PERSONAL SERVICES	11,113		11,113	0
5200	PURCHASE OF SERVICES	1,000		1,000	0
5400	SUPPLIES	300		300	0
5700	OTHER CHARGES & EXPENSES	31,150	10,000	41,150	0
543	VETERANS AGENT	43,563	10,000	53,563	0
5200	PURCHASE OF SERVICES	30,166	0	30,166	0
545	TRI TOWN COUNCIL	30,166	0	30,166	0
5200	PURCHASE OF SERVICES	0		0	0
546	HELP FOR ABUSED WOMEN	0		0	0
5200	PURCHASE OF SERVICES	5,000		3,536	1,464
548	GARDEN CLUB	5,000		3,536	1,464
5200	PURCHASE OF SERVICES	3,350		3,030	320
549	CABLE TV TECHNICIANS	3,350	0	3,030	320
5200	PURCHASE OF SERVICES	7,500		7,500	0
550	CHIEF WILLS FESTIVAL	7,500		7,500	0

500	HUMAN SERVICES	0	394,928	3,000	383,858	14,070
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CULTURE & RECREATION

5100	PERSONAL SERVICES	257,094		210,049	47,045
5200	PURCHASE OF SERVICES	77,574		48,179	29,395

5400	SUPPLIES	68,650		68,561	89
5700	OTHER CHARGES & EXPENSES	850		383	467
5800	CAPITAL OUTLAY	1,500		1,500	0
610	LIBRARY	405,668	0	328,672	76,996
5100	PERSONAL SERVICES	12,937		11,710	1,227
5200	PURCHASE OF SERVICES	11,400		10,016	1,384
5400	SUPPLIES	3,400		2,341	1,059
5700	OTHER CHARGES & EXPENSES	18,400		12,002	6,398
5800	CAPITAL OUTLAY	0		0	0
630	RECREATION COMMISSION	46,137	0	36,069	10,068
5200	PURCHASE OF SERVICES	1,450		658	792
5800	CAPITAL OUTLAY	0		0	0
691	HISTORICAL COMMISSION	1,450		658	792
5700	OTHER CHARGES & EXPENSES	5,000		5,000	0
692	MEMORIAL DAY	5,000		5,000	0
600	CULTURE & RECREATION	458,255	0	370,399	87,856

DEBT SERVICE

5900	DEBT SERVICE	985,833	136,604	1,110,138	12,299
710	DEBT SERVICE	985,833	136,604	1,110,138	12,299
700	DEBT SERVICE TOTALS	985,833	136,604	1,110,138	12,299

INTERGOVERNMENTAL

5600	INTERGOVERNMENTAL	0		241,872	-241,872
820	STATE ASSESS. & CHARGES			241,872	-241,872
800	INTERGOVERNMENTAL EXPENSES		0	241,872	-241,872

MISCELLANEOUS

5700	OTHER CHARGES AND EXPENSES	526,000		519,786	6,214
911	RETIREMENT	526,000	0	519,786	6,214
5700	OTHER CHARGES AND EXPENSES	7,000		4,020	2,980
913	UNEMPLOYMENT	7,000		4,020	2,980
5100	PERSONAL SERVICES	1,000		0	1,000
5700	OTHER CHARGES AND EXPENSES	534,000		511,243	22,757
914	HEALTH INSURANCE	535,000	0	511,243	23,757
5700	OTHER CHARGES AND EXPENSES	3,000	0	998	2,002
915	LIFE INSURANCE	3,000	0	998	2,002
5700	OTHER CHARGES AND EXPENSES	41,500		40,671	829
916	MEDICARE/DEP TAX	41,500	0	40,671	829
5700	OTHER CHARGES & EXPENSES	123,500		107,405	
945	LIABILITY INSURANCE	123,500	0	107,405	16,095
900	MISCELLANEOUS TOTAL	1,236,000	0	1,184,123	51,877

1	GENERAL FUND TOTAL	23,830,693	565,118	23,011,579	1,384,232
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MIDDLETON FINANCE COMMITTEE

Report to the Middleton Annual Town Meeting May 12, 2009

The Fiscal Year 2010, which begins on July 1, 2009 and runs through June 30, 2010, has a balanced budget. The Town has been able to balance the operating budget this year without the need for an override. This was achieved because of two important steps taken by the Town through conservative financial planning. The first was achieved over the years by accumulating unused levy capacity rather than spending it all (or close to the maximum) each year and it will pay dividends for us all in 2010. The second step was taken this year through a target of level budgeting for the Town as a whole.

The goal of the Finance Committee during this year's challenging budgeting process has been to have our town departments provide the same level of service as in previous years, whenever possible, while meeting the Town's contractual obligations and treating employees fairly. That goal has been achieved with minimal layoffs and by leveraging employee attrition. This was only accomplished because of the commitment by all departments to work towards the goal of level funding their budgets. Middleton is in an enviable position based on how many local communities had to make significant reductions in services and town employees going into 2010. The town's two largest budgets (Middleton Elementary Schools and Masconomet High School) both came in at or below their budget from the previous year. To achieve this required a lot of hard work, collaboration among all stakeholders, and difficult decisions. We thank all department managers for their efforts in a budget process that was generally smooth, despite a difficult economy.

Middleton's growth in both housing and business projects has been strong over the past few years, providing funding for much of our previous years budget increases. That trend has significantly slowed and is not the case for 2010. Growth projections for coming years are substantially lower. The amount of state aid to Middleton has been reduced, primarily because of the budget restraints at our state government level. Through diligent budgeting and expense control, Middleton will be able to maintain a consistent level of service to our residents this year, all while keeping our tax burden much lower than some of our neighboring communities. It is imperative that we remain conservative going forward, as the Fiscal 2011 budget could be even more challenging.

Through the conscientious financial management of the Town Administration and leadership of the Board of Selectmen and Finance Committee, we have been fortunate to not need an operating budget override for this or the past few years. Now, given the anticipated further decline in revenues, uncertain energy costs and a growing school age population, that may not be the case in FY 2011. We are also faced this year with a decision of how to proceed with providing education for our growing elementary school population.

The Finance Committee expects taxes for the average homeowner in Middleton to rise by approximately 2.4%. However, the operating budget for the Fiscal Year 2010 has increased by less than 1% (.77%) above last year's budget.

The most significant factors contributing to the increase are Middleton's assessment increase from the Masconomet Regional School District Budget of \$175,761, and retirement and health care cost increases totaling \$107,000. Other factors adding to the budget increase are the steep rise in commodity prices, such as road asphalt and salt for winter road maintenance, and the final permanent debt service for the new Flint Library.

On the revenue side, a large drop in state aid of \$194,000, coupled with a projected decrease in non-property tax revenues of \$211,000 from excise taxes, permits, and investment income, are the primary reasons property taxes are increasing 1.63% more than the .77% increase in the operating budget.

The rise in Middleton's share of the Masconomet budget is due to an increase in the population of students from Middleton who are attending Masconomet. This results in a shift of additional school costs (assessment) to Middleton. There were no increases in the elementary school budgets, despite an increase in enrollment. This growth does drive the need for additional classroom space, furniture, and supplies, all while dealing with rising unfunded state mandates.

The following table provides detail on the operating budget expenses. The specific recommendations, funding sources, and revenue estimates will be provided to the voters at the Annual Town Meeting. The Finance Committee has worked closely with the Board of Selectmen and heads of the various town departments to develop an operating and capital budget, as reflected in the Warrant Articles that provides the residents of Middleton with essential municipal services in an economically responsible manner.

Respectfully submitted,

Middleton Finance Committee -

Michelle Cresta
Steven Cocciardi
Jill Elmstrom Mann
George Dow Sr.

John Mahoney
Toni Mertz
John Erickson

Middleton Finance Committee

FY 2010 Warrant Articles (In Order of Final Town Meeting Warrant as combined)

Article #	Source
4	Omnibus Budget
	\$ 23,413,914 Taxation
	\$ 16,500 NSES Receipts/Fees
	\$ 13,500 Fire Alarm Fees
	\$ 350,000 Ambulance Fund
	\$ 187,595 Water Fund Receipts
	\$ 7,000 Unemployment Fund
General and Water Fund Totals	
	<u>\$ 23,988,509 (Administrator's Recommended Funding Sources)</u>

Other Articles:	Article Amount	Overlay Reserve	Free Cash	CPA	Other Funds
5 CPA Budget	\$ 159,843			\$ 159,843	
6 Re-authorize Firearms License Revolving Fund					Revolving Fund
7 Re-authorize Council on Aging Revolving Fund					Revolving Fund
8 Re-authorize Recreation Revolving Fund					Revolving Fund
9 Establish Recreation Field Revolving Fund					Revolving Fund
10 Police Department Equipment	\$ 40,400	\$ 40,400			
11 Fire Department Equipment	\$ 17,400		\$ 17,400		
12 Fire Department Engine & Overhead Door Repairs	\$ 24,000		\$ 24,000		
13 Fire Department Portable Radios	\$ 35,000		\$ 35,000		
14 Master Plan Committee					
15 Replacement of Howe Manning School	\$ 31,500,000				\$ 31,500,000 Debt Override
16 Howe Manning Educational Space Needs	\$ 75,000		\$ 75,000		
17 School Technology & Curriculum Materials	\$ 88,000	\$ 88,000			
18 School Furniture and Building Maintenance	\$ 42,000	\$ 27,000	\$ 15,000		
19 State Chapter 90 Grant Funds					Chap. 90 Funds
20 DPW Mower and Sidewalk Plow	\$ 49,000		\$ 38,500		\$ 10,500 PC Exp Endowment
21 DPW Dump Truck	\$ 113,000		\$ 65,262		\$ 47,738 FEMA
22 DPW Building Repairs	\$ 21,000		\$ 21,000		
23 Telephone System	\$ 11,000	\$ 11,000			
24 Water Conservation Program	\$ 25,000				\$ 25,000 Water Fund
25 Mem. Hall & Old Town Hall Repairs	\$ 33,000	\$ 8,000	\$ 25,000		
26 Amend Zoning Bylaw - Purpose					
27 Amend Zoning Bylaw - Approved Street Plan					
28 Amend Zoning Bylaw - Corrections					
29 Amend Zoning Bylaw - Flexible Development					
30 Amend Zoning Bylaw - Adult Uses					
31 Amend Zoning Bylaw - Signs					
32 Amend Zoning Bylaw - Lot Frontage and Width					
33 Amend Zoning Bylaw - Business District					
34 Amend Zoning Bylaw - Two Years					
35 Regional Emergency Comm. Center Agreement					
36 MELD In Lieu of Tax Payment					
38 Free Cash Transfer to Reduce Tax Rate					
39 Appropriation to Stabilization Fund	\$ 100,000		\$ 100,000		
<u>Totals By Funding Source</u>	<u>\$ 32,333,643</u>	<u>\$ 174,400</u>	<u>\$ 416,162</u>	<u>\$ 159,843</u>	<u>\$ 31,583,238</u>

Board of Assessors



Mission Statement

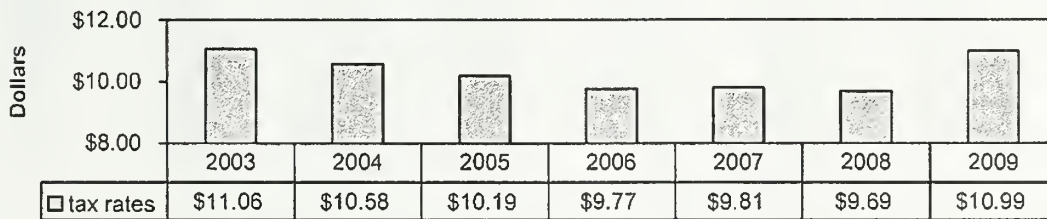
The mission of the Board of Assessors and staff is to value Real and Personal Property in accordance with the laws of the Commonwealth of Massachusetts, administer exemption, abatement, and excise programs and assist taxpayers, as well as other town departments, in a courteous, innovative and fiscally responsible manner.

Annual elections were held and Deborah J Carbone was re-elected.

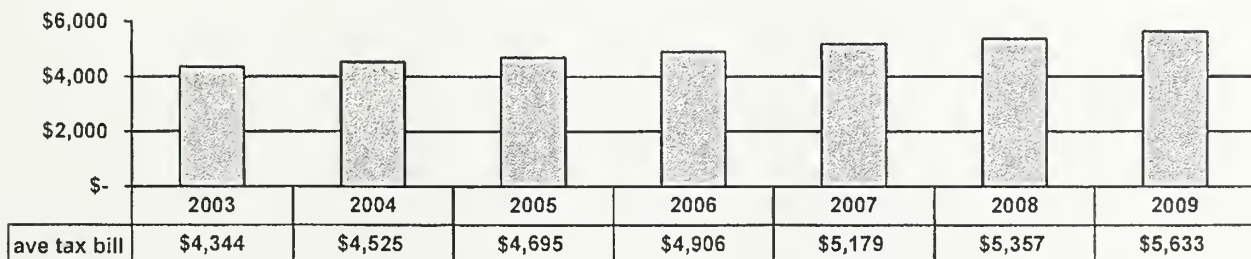
The Assessors completed an interim adjustment of values in accordance with the Department of Revenue guidelines. The total valuation of the town declined for the first time in many years.

The following charts show various trends and valuation information:

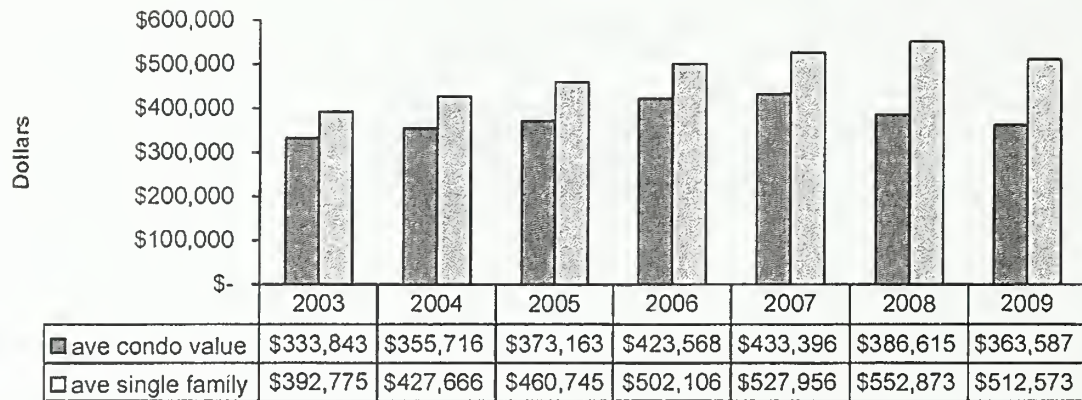
Tax Rates



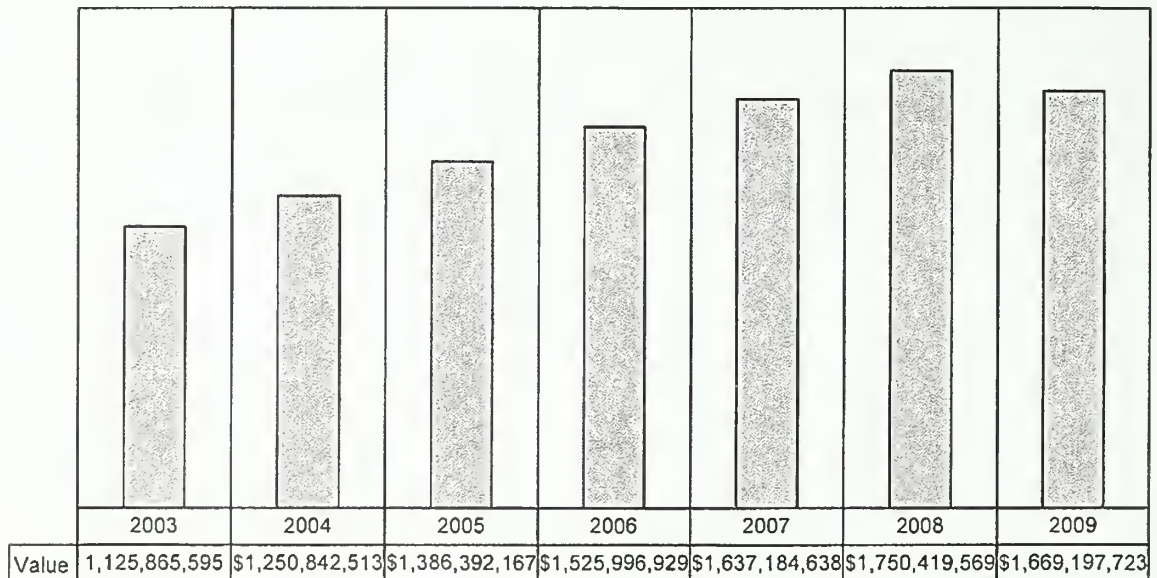
Average Single Family Tax Bill



Average Single Family and Condominium Value



Total Taxable Valuation



Property Class Breakdown

Property Class Breakdown	2009
Single Family	1934
Condominiums	729
Misc Residential	19
Two Family	65
Three Family	6
4-8 Units	11
Vacant Land	353
Commercial	144
Industrial	49
Chapter 61	4
Chapter 61A	24
Chapter 61B	3
Mixed Use Property	39
Personal Property	271
Total Taxable Parcels	3651

Valuation Breakdown by Class

2009			
Class	Value	Percent	Revenue
Residential	\$ 1,372,474,315	83.829%	\$ 15,083,492.72
Commercial	\$ 198,205,068	11.290%	\$ 2,178,273.70
Industrial	\$ 53,933,700	3.336%	\$ 592,731.36
Personal Property	\$ 44,584,640	1.544%	\$ 489,985.19
Total	\$ 1,669,197,723	100.00%	\$ 18,344,482.98

The Board of Assessors and staff are dedicated to maintaining values, realizing potential new tax base growth, upgrading with modern technology, maintaining and advancement of assessing education and assisting taxpayers as well as other departments.

Board of Assessors:

Kosta E. Prentakis M.A.A.
Deborah J. Carbone M.A.A.
Patricia A. Ohlson M.A.A.

Assistant Assessor:

Bradford W. Swanson M.A.A.

Administrative Assessor:

Nancy R. Titus

Part-Time Clerk:

Patricia A. Zingarelli

TREASURER/COLLECTOR FY 2009 REPORT

Collections

The total collection of taxes for Fiscal Year ending June 30, 2009 was \$19,069,245 Real Estate collections were \$17,597,105, Personal Property collections were \$485,825, and Motor Vehicle Excise collections totaled \$986,315.

Real Estate taxes are the primary source of revenue with \$18,000,387 committed for collection for FY09. The unpaid balance as of 6/30/09 was only 2.07% or \$372,165.

Tax Title

The Tax Title portfolio in 2009 contained 41 parcels amounting to \$583,669.65 outstanding.

Payroll

The total payroll for the calendar year ending 12/31/2009 was \$12,069,430.63 with 518 total employees.

TAX LEVY COMPUTATION

	2006	2007	2008	2009	2010
Total Appropriations(1)	\$20,305,348	\$22,238,529	\$23,064,646	\$25,255,882	\$24,672,518
Additions:					
Other Local Expenditures	33,725	42,531	122,204	203,395	148,326
State and County Assessments	228,579	241,219	253,466	240,272	282,567
Ovenay for Current Year	238,612	338,986	322,821	279,049	267,343
Total Additions	<u>500,916</u>	<u>622,336</u>	<u>698,491</u>	<u>722,716</u>	<u>698,236</u>
Gross Amount to be Raised	<u>20,856,264</u>	<u>22,861,365</u>	<u>23,763,137</u>	<u>25,988,598</u>	<u>25,371,253</u>
Offsets:					
Estimated Receipts from State(2)	1,974,166	2,404,395	2,551,448	2,782,170	2,527,821
Local Estimated Receipts	2,268,037	2,402,874	2,605,590	2,664,900	2,444,274
Available Funds: (3)					
Free Cash	509,000	1,153,000	194,000	1,083,900	463,662
Other Available Funds	1,079,071	730,315	1,000,433	740,145	832,233
Municipal Light Surplus	117,000	110,000	350,000	353,000	450,000
Total Offsets	<u>5,947,274</u>	<u>6,800,584</u>	<u>6,801,571</u>	<u>7,644,115</u>	<u>6,717,990</u>
Net Amount to be Raised	<u>\$14,908,990</u>	<u>\$16,060,781</u>	<u>\$16,961,566</u>	<u>\$18,344,483</u>	<u>\$18,653,263</u>
Average Tax Rate(s)	\$9.77	\$9.81	\$9.69	\$10.99	\$11.84

- (1) Includes additional appropriations from taxation voted subsequent to adoption of the annual budget but prior to setting the tax rate.
- (2) Estimated by the State Department of Revenue and required by law to be used in setting of the tax rate. Actual state aid payments may vary upward or downward from said estimates.
- (3) Transfers from other available funds including "Free Cash" (see "Town Finances - Free Cash"), are generally made as an offset to a particular appropriation item. In addition, these transfers may include activity from the prior fiscal year occurring after the setting of the prior fiscal year's tax rate.

TOWN EMPLOYEES
YEAR ENDING 12/31/2009

NAME	DEPARTMENT	GROSS	REGULAR	OVERTIME	DETAIL
KELLY, MARK	MELD	\$ 146,278.57	\$ 146,278.57		
FERREIRA, LEONARD	POLICE	\$ 129,579.06	\$ 103,635.97	\$ 25,943.09	
CARPENTER, RONALD	POLICE	\$ 123,593.02	\$ 80,745.68	\$ 12,537.40	\$ 30,309.94
CLINCH, CHARLES S IV	FIRE	\$ 118,918.60	\$ 98,494.99	\$ 20,247.61	\$ 176.00
ROLLINS, KENNETH	MELD	\$ 118,192.93	\$ 92,693.54	\$ 25,499.39	
MARTINUK, THOMAS	FIRE	\$ 117,687.40	\$ 72,704.40	\$ 43,299.00	\$ 1,684.00
WALKE, BERNARD	MELD	\$ 109,687.96	\$ 86,397.49	\$ 23,290.47	
FITZPATRICK, MICHELLE	SCHOOL	\$ 109,176.24	\$ 109,176.24		
DIGIANVITTORIO, JAMES	POLICE	\$ 107,662.11	\$ 107,662.11		
MELO, EDWARD	MELD	\$ 107,265.45	\$ 83,407.65	\$ 23,857.80	
SINGER, IRA	TOWN ADMINISTRATION	\$ 105,940.96	\$ 105,940.96		
LECOLST, DOUGLAS	FIRE	\$ 104,394.35	\$ 64,050.08	\$ 40,168.27	\$ 176.00
ARATHUZZIK, DAVID	POLICE	\$ 104,026.97	\$ 72,003.44	\$ 9,604.53	\$ 22,419.00
BAXTER, MALVENA	SCHOOL	\$ 100,392.43	\$ 100,392.43		
TWISS, FRANK	FIRE	\$ 100,384.91	\$ 100,384.91		
BARBER, JEFFREY	FIRE	\$ 97,235.84	\$ 52,259.87	\$ 42,313.97	\$ 2,662.00
MACCINI, ADAM	POLICE	\$ 92,217.16	\$ 59,649.12	\$ 8,442.02	\$ 24,126.02
BERNHARD, JAMES	POLICE	\$ 91,684.92	\$ 62,541.96		\$ 29,142.96
LABOSSIERE, ROBERT	DPW	\$ 87,919.04	\$ 87,919.04		
MALEK, CHARLENE	SCHOOL	\$ 86,460.89	\$ 86,460.89		
MCLAUGHLIN, MICHAEL	SCHOOL	\$ 86,141.56	\$ 86,141.56		
HUSSON, KEVIN	SCHOOL	\$ 83,458.74	\$ 83,458.74		
HALEY, GAYLE	POLICE	\$ 81,396.99	\$ 70,943.48	\$ 5,324.51	\$ 5,129.00
LECOLST, KENNETH S	FIRE	\$ 79,414.19	\$ 58,968.09	\$ 20,446.10	
BENTLEY, JEANNE	SCHOOL	\$ 79,227.24	\$ 79,227.24		
MCPARLAND, THOMAS	POLICE	\$ 78,211.54	\$ 58,843.48	\$ 5,558.90	\$ 13,809.16
LEARY, DAVID	FIRE	\$ 78,028.56	\$ 50,489.56	\$ 26,835.00	\$ 704.00
HUSTON, WALTER	SCHOOL	\$ 76,459.52	\$ 76,459.52		
VANNI, ANDREW	ACCOUNTING	\$ 76,076.58	\$ 76,076.58		
PELRINE, MARY	SCHOOL	\$ 76,057.24	\$ 76,057.24		
CHURCH, JUDY	SCHOOL	\$ 75,982.24	\$ 75,982.24		
BELGIORNO, STEPHEN	SCHOOL	\$ 75,614.78	\$ 75,614.78		
RILEY, JANET	SCHOOL	\$ 75,607.24	\$ 75,607.24		
DECOSTA, JAMES	POLICE	\$ 75,467.37	\$ 69,795.81	\$ 5,231.56	\$ 440.00
SAYRE, ROBERT	SCHOOL	\$ 75,245.86	\$ 75,245.86		
HOBAY, KELLY	SCHOOL	\$ 74,967.24	\$ 74,967.24		
FULLERTON, DEREK	BOH	\$ 74,875.85	\$ 74,875.85		
KING, LOUISE	SCHOOL	\$ 74,732.06	\$ 74,732.06		
REAUME, WILLIAM	MELD	\$ 74,590.69	\$ 63,557.82	\$ 11,032.87	
BIENVENUE, RICHARD	INSPECTIONS	\$ 74,406.49	\$ 74,406.49		
MULLIGAN, EILEEN	SCHOOL	\$ 73,829.64	\$ 73,829.64		
WILLS, BETH	SCHOOL	\$ 73,679.64	\$ 73,679.64		
KENNEDY, LOUISE	SCHOOL	\$ 73,666.14	\$ 73,666.14		
KESSEL, DANIEL	FIRE	\$ 72,330.72	\$ 53,077.12	\$ 18,813.60	\$ 440.00
BUTLER, KAREN	SCHOOL	\$ 71,929.64	\$ 71,929.64		
GIBBONS, KENNETH	DPW	\$ 70,749.67	\$ 70,749.67		
OGDEN, DAVID	MELD	\$ 70,132.56	\$ 69,332.40	\$ 800.16	
DECHENE, TYLER N	FIRE	\$ 68,721.33	\$ 52,640.37	\$ 15,552.96	\$ 528.00
CLEVELAND, TRACY	SCHOOL	\$ 67,769.12	\$ 67,769.12		
PEACHEY, ROBERT	POLICE	\$ 67,639.22	\$ 50,811.60	\$ 6,016.31	\$ 10,811.31
VICKERMAN, DEBRA	SCHOOL	\$ 67,366.27	\$ 67,366.27		
JONES, JOHN	POLICE	\$ 66,842.47	\$ 65,395.06	\$ 1,447.41	
BEST, ELLEN	SCHOOL	\$ 66,516.27	\$ 66,516.27		
O'BRIEN, STEPHEN	SCHOOL	\$ 66,015.30	\$ 66,015.30		
GOULD, RICKY	DPW	\$ 65,485.24	\$ 54,665.46	\$ 10,819.78	
BEGIN, STACEY	SCHOOL	\$ 65,017.63	\$ 65,017.63		
COSTAS, SUSAN	SCHOOL	\$ 64,362.63	\$ 64,362.63		
MCANDREW, TIMOTHY	SCHOOL	\$ 64,357.52	\$ 64,357.52		
SWANSON, BRADFORD	ASSESSORS	\$ 64,261.96	\$ 64,261.96		
NEWTON, KAREN	SCHOOL	\$ 63,618.16	\$ 63,618.16		
O'CONNOR, JERALYN	SCHOOL	\$ 62,993.11	\$ 62,993.11		
SAULNIER, SCOTT	DPW	\$ 62,847.23	\$ 53,134.36	\$ 9,712.87	
MURPHY, LAURIE	SCHOOL	\$ 62,813.16	\$ 62,813.16		
LECOLST, MICHAEL	POLICE	\$ 62,558.08	\$ 52,176.09	\$ 5,373.99	\$ 5,008.00
HAWKES, DINA	SCHOOL	\$ 62,368.16	\$ 62,368.16		
HALLIGAN, CAROLINE	SCHOOL	\$ 61,824.16	\$ 61,824.16		
NORRIS, JULIE	SCHOOL	\$ 61,359.94	\$ 61,359.94		
RUBCHINUK, SANDRA	SCHOOL	\$ 61,359.94	\$ 61,359.94		
MCAHON, KATHLEEN	TREASURER/COLLECTOR	\$ 61,299.15	\$ 61,299.15		
SWANSON, KRISTEN	SCHOOL	\$ 60,814.95	\$ 60,814.95		
FULLER, JENNIFER	SCHOOL	\$ 60,551.19	\$ 60,551.19		
ZEGEL, MARY	SCHOOL	\$ 60,527.60	\$ 60,527.60		
O'NEIL, WILLIAM	FIRE	\$ 59,461.73	\$ 57,278.80	\$ 2,182.93	
SILVA, CHERYL	MELD	\$ 59,325.44	\$ 59,325.44		
CARTER, ADELA	LIBRARY	\$ 59,130.95	\$ 59,130.95		
PROVOST, KATHRYN	SCHOOL	\$ 58,758.75	\$ 58,758.75		
WINCHELL, MEREDITH	SCHOOL	\$ 58,665.69	\$ 58,665.69		
SIMONELLI, KRISTEN	SCHOOL	\$ 58,355.60	\$ 58,355.60		
MCCARTHY, ABBY	SCHOOL	\$ 57,958.75	\$ 57,958.75		
KELLEY, BRIAN	POLICE	\$ 57,171.74	\$ 52,862.86	\$ 1,587.92	\$ 2,720.96
WORTHEN, MICHELLE	SCHOOL	\$ 57,127.11	\$ 57,127.11		
RIDLEY, KIM	SCHOOL	\$ 57,013.29	\$ 57,013.29		
JONES, NANCY	TOWN OFFICAL/SCHOOL	\$ 56,749.98	\$ 56,749.98		

TOWN EMPLOYEES
YEAR ENDING 12/31/2009

CURRIER, ROBERT	POLICE	\$	56,097.31	\$	53,524.03	\$	2,573.28
BLACK, JOHN	DPW	\$	55,987.97		44750.29		11237.68
GEORGE, SARAH	TOWN CLERK	\$	55,806.44	\$	55,806.44		
HAMILTON, PAULA	SCHOOL	\$	55,779.19	\$	55,779.19		
AJOOTIAN, PAUL	DPW	\$	55,030.53	\$	44,860.56	\$	10,169.97
TOROSIAN, AMANDA	SCHOOL	\$	54,049.79	\$	54,049.79		
OSGOOD, GLENN	DPW	\$	53,615.31	\$	44,882.11	\$	8,733.20
SHARP, ARTHUR	SCHOOL	\$	53,212.93	\$	53,212.93		
O'LEARY, SARAH	SCHOOL	\$	53,207.64	\$	53,207.64		
MORESCHI, LEAH	MELD	\$	52,941.77	\$	51,358.59	\$	1,583.18
LYONS, JOHN	SCHOOL	\$	52,911.38	\$	52,911.38		
HIGGINS, KIM	SCHOOL	\$	52,648.74	\$	52,648.74		
MATHEWS, COLLEEN D	SCHOOL	\$	52,348.74	\$	52,348.74		
MONTANI, ANN	SCHOOL	\$	52,192.16	\$	52,192.16		
DISNEY, CAROL	SCHOOL	\$	52,118.05	\$	52,118.05		
MAILLOUX, LISA	SCHOOL	\$	51,741.42	\$	51,741.42		
MARSHALL, DALE	SCHOOL	\$	51,697.19	\$	51,697.19		
COLBY, CAROLYN	SCHOOL	\$	51,672.40	\$	51,672.40		
DAVIES, ADAM	MELD	\$	51,605.64	\$	48,462.70	\$	3,142.94
HALE, DEBRA	DIST- SCHOOL	\$	51,555.64	\$	51,555.64		
CALDERONE, CRYSTAL	DIST- SCHOOL	\$	51,487.50	\$	51,487.50		
LORDAN, JEANNE	SCHOOL	\$	50,669.09	\$	50,669.09		
MITCHENER, KRISTEN	SCHOOL	\$	49,837.42	\$	49,837.42		
CATALFAMO, ALANA	SCHOOL	\$	49,638.10	\$	49,638.10		
WINDMILLER, CARRIE	SCHOOL	\$	49,437.42	\$	49,437.42		
CARTER, AIMEE	SCHOOL	\$	49,088.02	\$	49,088.02		
LOVASCO, SALVATORE	SCHOOL	\$	48,844.26	\$	48,844.26		
ANDERSON, DIAN	SCHOOL	\$	48,606.46	\$	48,606.46		
INNIS, DONNA	TOWN ADMINISTRATION	\$	47,986.08	\$	47,986.08		
MCPARLAND, NANCY	POLICE	\$	47,980.42	\$	41,835.76	\$	6,144.66
CLEMENZI, KEIRA	SCHOOL	\$	47,975.96	\$	47,975.96		
RACKLIFFE, ERIC	DPW	\$	47,537.07	\$	42,299.04	\$	5,238.03
WHITE, CAROLYN	SCHOOL	\$	47,302.51	\$	47,302.51		
MCCORMACK, LILY	FIRE	\$	46,715.41	\$	44,780.50	\$	1,934.91
RUBCHINUK, TIMOTHY	DPW	\$	46,257.31	\$	42,115.08	\$	4,142.23
GOLDSTEIN, CAROLYN	SCHOOL	\$	46,138.59	\$	46,138.59		
LYONS, SHARON	DIST- SCHOOL	\$	46,067.52	\$	46,067.52		
BUTLER, STACEY	SCHOOL	\$	45,981.50	\$	45,981.50		
KEARNEY, MEGAN	SCHOOL	\$	45,981.50	\$	45,981.50		
MACDONALD, JAMES	DPW	\$	45,727.52	\$	37,719.15	\$	8,008.37
DIAMONTOPOULOS, KATHLEEN	MELD	\$	45,179.52	\$	45,179.52		
CREEDEN, BERNARD	DIST- SCHOOL	\$	45,061.72	\$	45,061.72		
JACKSON, BRENDAN W	MELD	\$	44,760.25	\$	43,297.16	\$	1,463.09
CARREIRO, DIANE	SCHOOL	\$	44,194.08	\$	44,194.08		
SAWCHUK, THOMAS	SCHOOL	\$	43,651.45	\$	43,651.45		
MAGRATH, SUSAN	SCHOOL	\$	42,525.58	\$	42,525.58		
GALLERIE, JUDY	LIBRARY	\$	42,059.30	\$	42,059.30		
CARLSON, MELBA	SCHOOL	\$	41,865.29	\$	41,865.29		
GANNON, SUSAN	COA	\$	41,297.24	\$	41,297.24		
MATSUBARA, KAREN	INSPECTIONS	\$	40,951.48	\$	40,951.48		
HAINES, PATRICIA	SCHOOL	\$	40,068.92	\$	40,068.92		
BUCZKO, BERNARD	SCHOOL	\$	40,006.84	\$	40,006.84		
TITUS, NANCY	ASSESSORS	\$	39,846.56	\$	39,846.56		
JOHNSON, CLAUDIA	ELECTIONS/LIBRARY	\$	39,422.75	\$	39,422.75		
BILICKI, JANET	RECREATION	\$	39,222.52	\$	39,222.52		
SHOER, MELISSA	DIST- SCHOOL	\$	38,067.70	\$	38,067.70		
OLMSTED, SUSAN	SCHOOL	\$	37,661.99	\$	37,661.99		
GREENBERG, STEVEN	DIST- SCHOOL	\$	37,326.12	\$	37,326.12		
LEMAY, AMY	TREASURER/COLLECTOR	\$	37,245.28	\$	37,245.28		
RUNDQUIST, LISA	LIBRARY	\$	37,151.66	\$	37,033.00	\$	118.66
MACGREGOR, ELIZABETH	LIBRARY	\$	36,938.75	\$	36,505.99	\$	432.76
WALSH, MARYILEEN	SCHOOL	\$	34,847.91	\$	34,847.91		
SAUNDERS, MARY	SCHOOL	\$	33,309.66	\$	33,309.66		
ELLIS, TERI	SCHOOL	\$	32,472.02	\$	32,472.02		
BROCHU, KATHRYN	TOWN CLERK	\$	31,446.70	\$	31,446.70		
GARBER, JOAN	ELECTIONS/SCHOOL	\$	31,300.22	\$	31,300.22		
DEELEY, BARBARA	SCHOOL	\$	31,229.93	\$	31,229.93		
CRESSMAN, PATRICIA	SCHOOL	\$	31,184.04	\$	31,184.04		
RING, DENIS	FIRE	\$	30,854.52	\$	30,414.52	\$	440.00
MACADINO, RITAMARIE	SCHOOL	\$	30,679.93	\$	30,679.93		
HERBERT, JANE	SCHOOL	\$	30,002.32	\$	30,002.32		
LEARY, FLORENCE	DPW	\$	28,930.16	\$	28,930.16		
PERKINS, MARIE	SCHOOL	\$	28,614.65	\$	28,614.65		
EDMUND, KATHLEEN	SCHOOL	\$	28,520.51	\$	28,520.51		
NASH, RICHARD	FIRE	\$	27,791.88	\$	26,911.88	\$	880.00
LEARY, DANIEL	FIRE	\$	27,498.37	\$	27,322.37	\$	176.00
GASPIE, DENISE	SCHOOL	\$	27,140.60	\$	27,140.60		
RYDER, WENDY L	SCHOOL	\$	27,018.71	\$	27,018.71		
GRAVES, DONALD	INSPECTIONS	\$	26,851.52	\$	26,851.52		
BERMAN, SHEILA	SCHOOL	\$	26,746.60	\$	26,746.60		
ZINGARELLI, PATRICIA	DPW	\$	26,512.98	\$	26,512.98		
NASH, BRIAN	FIRE	\$	26,459.58	\$	26,283.58	\$	176.00
RODRIGUEZ, BIENVENIDO M	SCHOOL	\$	26,048.80	\$	24,544.00	\$	1,504.80
PELLETIER, PATRICIA	TREASURER/COLLECTOR	\$	25,424.44	\$	25,424.44		
THOMAS, MARY L	DIST- SCHOOL	\$	25,285.01	\$	25,285.01		

TOWN EMPLOYEES
YEAR ENDING 12/31/2009

STIVERS, DIANE	SCHOOL	\$ 24,795.50	\$ 24,795.50		
PAZDZIorny, DEBORAH	SCHOOL	\$ 24,653.79	\$ 24,653.79		
O'DOWD, JEANNE	SCHOOL	\$ 24,382.49	\$ 24,382.49		
HECKMAN, ELIZABETH	ANIMAL CONTROL	\$ 24,292.94	\$ 24,292.94		
LIBBY, AMANDA M	SCHOOL	\$ 24,093.79	\$ 24,093.79		
CLIFFORD, STEPHEN	DIST- SCHOOL	\$ 24,061.08	\$ 24,061.08		
BEAUPARLANT, PETER	FIRE	\$ 23,249.58	\$ 23,249.58		
LECOLST, NICHOLAS	FIRE	\$ 22,482.24	\$ 22,482.24		
FARLEY, MARY	DIST- SCHOOL	\$ 22,435.79	\$ 22,435.79		
COUTURE, ANN	TREASURER/COLLECTOR	\$ 22,423.44	\$ 22,423.44		
MARQUES, GARY	DIST- SCHOOL	\$ 22,278.67	\$ 22,278.67		
SWEENEY, TYNNE	SCHOOL	\$ 22,197.89	\$ 22,197.89		
DANIELS, ANNE	SCHOOL	\$ 22,194.16	\$ 22,194.16		
BERTI, SUZANNE	SCHOOL	\$ 21,858.36	\$ 21,858.36		
BELL, MICHAEL	FIRE	\$ 21,768.69	\$ 21,768.69		
SHAGOURY, LYNDSY M	SCHOOL	\$ 21,443.79	\$ 21,443.79		
PARKS, MARY	SCHOOL	\$ 21,416.93	\$ 21,416.93		
PECCI, MEREDITH	SCHOOL	\$ 21,401.90	\$ 21,401.90		
CLOUGH, WILLIAM	FIRE	\$ 21,297.24	\$ 21,297.24		
BAINBRIDGE, SHARON	ACCOUNTANT	\$ 20,729.07	\$ 20,729.07		
BALLARD, ERIKA	POLICE	\$ 20,668.96	\$ 20,668.96		
DEBARGE, HAILEY A	SCHOOL	\$ 20,650.68	\$ 20,650.68		
LECOLST, KENNETH	DPW	\$ 20,518.14	\$ 20,518.14		
REPUCCI, LINDA	DIST- SCHOOL	\$ 20,483.48	\$ 20,483.48		
VERY, NANCY	SCHOOL	\$ 20,328.22	\$ 20,328.22		
FRANCIS, PETER	FIRE	\$ 19,909.90	\$ 19,909.90		
COBURN, LAURA	SCHOOL	\$ 19,698.14	\$ 19,698.14		
O'CONNOR, JOHN	FIRE	\$ 19,220.23	\$ 19,012.23	\$ 208.00	
SINCLAIR, JUDITH	SCHOOL	\$ 19,116.01	\$ 19,116.01		
CRISTOFORO, LORY	SCHOOL	\$ 19,063.93	\$ 19,063.93		
DELLEA, NANCY	DIST- SCHOOL	\$ 18,739.38	\$ 18,739.38		
PELLETIER, MARIE	SCHOOL	\$ 18,587.82	\$ 18,587.82		
PELLICELLI, PAUL	CABLE TV	\$ 18,239.99	\$ 18,239.99		
BAKER, KATHERINE D	SCHOOL	\$ 18,102.78	\$ 18,102.78		
NORRIS, AMY	SCHOOL	\$ 18,036.66	\$ 18,036.66		
KARANIKOS, CATHERINE D	SCHOOL	\$ 17,918.06	\$ 17,918.06		
LECOLST, ANDREW	FIRE	\$ 17,721.99	\$ 17,721.99		
MANCINI, DIANA	SCHOOL	\$ 17,674.93	\$ 17,674.93		
MENDES, RICHARD	POLICE	\$ 17,601.36	\$ 16,495.49	\$ 929.87	\$ 176.00
BOURAS, PAMELA	SCHOOL	\$ 17,308.48	\$ 17,308.48		
LAFFRANCE, BRENDA	SCHOOL	\$ 17,187.97	\$ 17,187.97		
LEVASSEUR, LISA	SCHOOL	\$ 16,890.93	\$ 16,890.93		
LISHNER, SHEILA	SCHOOL	\$ 16,799.22	\$ 16,799.22		
GUNN, CHRISTINE	DIST- SCHOOL	\$ 16,727.88	\$ 16,727.88		
HAYWOOD, SARAH	LIBRARY	\$ 16,726.31	\$ 16,726.31		
DISKES, ANDREW	COA	\$ 16,547.96	\$ 16,547.96		
BOULANGER, BRITTANY	FIRE	\$ 15,989.53	\$ 15,989.53		
CARBONE, JAMES	INSPECTIONS	\$ 15,962.43	\$ 15,962.43		
VALCOURT, ANTONETTE	DIST- SCHOOL	\$ 15,593.64	\$ 15,593.64		
ALDENBERG, ROBERT	FIRE	\$ 15,535.23	\$ 15,535.23		
HANNON, JAMES	ELECTIONS/FIRE	\$ 15,469.00	\$ 15,469.00		
ALBANO, ANTHONY L	LIBRARY	\$ 15,458.40	\$ 15,458.40		
HOFFMAN, CINDY-ANN	SCHOOL	\$ 15,166.55	\$ 15,166.55		
PASCUCCI, MATTHEW R	SCHOOL	\$ 14,827.08	\$ 14,827.08		
CANDINI, ALYSSA A	SCHOOL	\$ 14,823.36	\$ 14,823.36		
LACEY, GARY	POLICE	\$ 14,739.30	\$ 13,389.03	\$ 338.27	\$ 1,012.00
KASSIOTIS, RICHARD W JR	POLICE	\$ 14,649.41	\$ 12,717.16	\$ 656.25	\$ 1,276.00
LAWRENCE, DENISE	SCHOOL	\$ 14,612.27	\$ 14,612.27		
FERRARO, JUDITH	SCHOOL	\$ 14,566.17	\$ 14,566.17		
NICHOLLS, GAIL	SCHOOL	\$ 14,535.93	\$ 14,535.93		
DELLEA, CINDY	ELECTIONS/SCHOOL	\$ 14,494.74	\$ 14,494.74		
PAZAR, JANET	SCHOOL	\$ 14,257.10	\$ 14,257.10		
WOJCIECHOWSKI, CHRISTIN	SCHOOL	\$ 13,933.43	\$ 13,933.43		
BERNIER, LAURIE B	SCHOOL	\$ 13,914.72	\$ 13,914.72		
MURPHY, ASHLEY E	SCHOOL	\$ 13,914.72	\$ 13,914.72		
ZONA, ALEXANDRA E	SCHOOL	\$ 13,914.72	\$ 13,914.72		
MCCARTHY, FAITH	SCHOOL	\$ 13,873.25	\$ 13,873.25		
KWATEK, SUSAN	SCHOOL	\$ 13,783.20	\$ 13,783.20		
BULLIS, JENNA L	SCHOOL	\$ 13,627.08	\$ 13,627.08		
TILTON, SUSAN	COA	\$ 13,555.76	\$ 13,555.76		
DELLEA, VALERIE	DIST- SCHOOL	\$ 13,539.89	\$ 13,539.89		
JOHNSON, LORETTA B	LIBRARY	\$ 13,465.97	\$ 13,465.97		
FLYNN, PATTI	COA	\$ 13,451.10	\$ 13,451.10		
HART, PATRICIA	COA	\$ 13,407.26	\$ 13,407.26		
COTE, GARY	LIBRARY	\$ 13,335.90	\$ 13,335.90		
DONOVAN, WILLIAM	FIRE	\$ 13,281.48	\$ 13,281.48		
L'ABBE, SCOTT	FIRE	\$ 13,128.03	\$ 13,128.03		
ABBOTT, RAY JR	INSPECTIONS	\$ 12,930.65	\$ 12,930.65		
RUCCOLO, DONNA	SCHOOL	\$ 12,631.16	\$ 12,631.16		
MESSER, JOHN	FIRE	\$ 12,545.50	\$ 12,545.50		
RICE, ELLEN	DIST- SCHOOL	\$ 12,514.76	\$ 12,514.76		
GALLAGHER, NANCY	SCHOOL	\$ 12,510.00	\$ 12,510.00		
NOWAK, MICHELLE	POLICE	\$ 12,252.04	\$ 10,500.49	\$ 673.55	\$ 1,078.00
POLLOCK, SANDRA	SCHOOL	\$ 11,883.95	\$ 11,883.95		
MELLO, TRACI	BOH	\$ 11,664.00	\$ 11,664.00		

TOWN EMPLOYEES
YEAR ENDING 12/31/2009

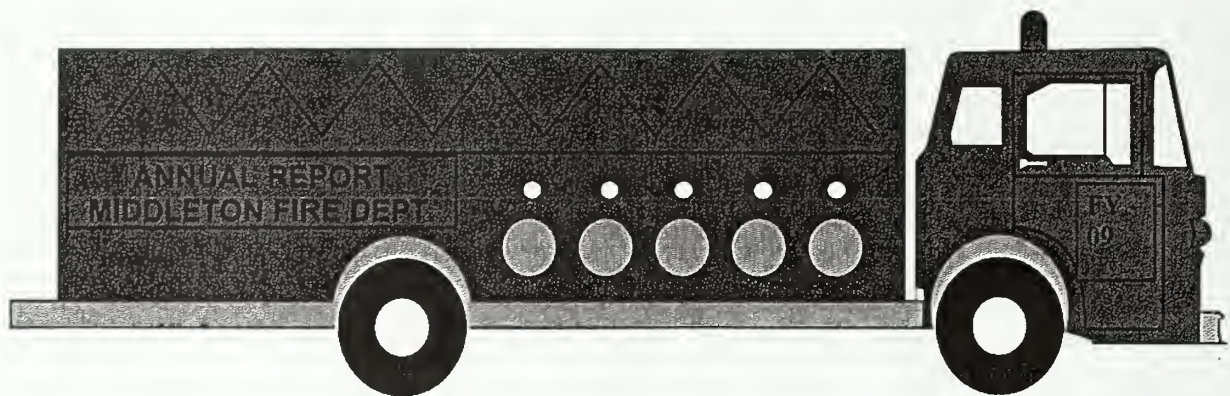
BUTLER, THEODORE	VETERANS AGENT	\$	11,576.71	\$	11,576.71			
MESSENGER, WARD	CONSERVATION	\$	11,380.74	\$	11,380.74			
HOOD, LORNA	SCHOOL	\$	11,319.31	\$	11,319.31			
REID, SANDRA	SCHOOL	\$	11,271.08	\$	11,271.08			
OSGOOD, DONALD	DPW	\$	11,172.04	\$	11,172.04			
DENISCO, ALEXANDER	FIRE	\$	10,863.28	\$	10,863.28			
MSCISZ, JEAN	SCHOOL	\$	10,832.11	\$	10,832.11			
MORTALO, BARBARA	SCHOOL	\$	10,479.48	\$	10,479.48			
MARIBITO, WADE	POLICE	\$	10,470.86	\$	8,743.71	\$	451.15	\$ 1,276.00
GUSTAFSON, KATHRYN	SCHOOL	\$	9,991.54	\$	9,991.54			
GRENIER, MICHELE F	CONSERVATION	\$	9,839.01	\$	9,839.01			
COSTIGAN, CHARLES	POLICE	\$	9,817.67	\$	8,912.75	\$	728.92	\$ 176.00
MORRISSEY, DREW	ACCOUNTANT	\$	9,493.00	\$	9,493.00			
GOODWIN, MICHELE	SCHOOL	\$	9,420.00	\$	9,420.00			
HARRIS, ROSEMARIE	SCHOOL	\$	9,073.37	\$	9,073.37			
GRIFFITH, JOHN	POLICE	\$	8,973.95	\$	6,893.51	\$	756.44	\$ 1,324.00
LIBERTI, JUSTIN	LIBRARY	\$	8,809.72	\$	8,809.72			
CHRISTOPHER, ALISSA K	SCHOOL	\$	8,670.97	\$	8,670.97			
MCELMON, PAMELA	DIST- SCHOOL	\$	8,595.34	\$	8,595.34			
DACUNHA, TANYA M	SCHOOL	\$	8,553.75	\$	8,553.75			
JOYCE III, ROBERT	FIRE	\$	8,537.94	\$	8,537.94			
BETTENCOURT, DAVID	POLICE	\$	8,366.22	\$	6,860.29	\$	229.93	\$ 1,276.00
PEARY, DONNA	SCHOOL	\$	8,189.60	\$	8,189.60			
KELLEY, JAMES	MELD	\$	7,843.60	\$	6,522.05	\$	617.55	\$ 704.00
MAIDMENT, CATHERINE	SCHOOL	\$	7,579.38	\$	7,579.38			
LYONS, NANCY	POLICE	\$	7,373.25	\$	6,818.72	\$	554.53	
KELSEN, DAVID	FIRE	\$	7,339.90	\$	7,163.90			\$ 176.00
REPUCCHI, MATTHEW S.	SCHOOL	\$	6,992.76	\$	6,992.76			
NASSER, CATHERINE V	SCHOOL	\$	6,693.61	\$	6,693.61			
AYLWARD GREGORIO, SIOBH	SCHOOL	\$	6,655.00	\$	6,655.00			
GARBER, ASHLEY	BOH	\$	6,606.40	\$	6,606.40			
BROWN, JENNIFER	DPW	\$	6,592.64	\$	5,049.16	\$	1,543.48	
MERRIAM, LISA	SCHOOL	\$	6,362.00	\$	6,362.00			
GRAJALES, WENDY A	DIST- SCHOOL	\$	6,064.91	\$	6,064.91			
MORRIN, MARYJANE	ELECTIONS	\$	6,060.47	\$	6,060.47			
HUSTON, CHRISTOPHER	FIRE	\$	6,010.73	\$	6,010.73			
ARMITAGE, MATTHEW	POLICE	\$	5,913.50	\$	4,572.37	\$	355.13	\$ 986.00
CARDINALE, RICHARD	POLICE	\$	5,856.49	\$	4,355.92	\$	636.57	\$ 864.00
ANDERSON, ROBERT	DPW	\$	5,210.75	\$	5,210.75			
TIRRUSA, LINDA	SCHOOL	\$	5,063.75	\$	5,063.75			
GORMAN, KAREN	ELECTIONS	\$	4,998.41	\$	4,998.41			
ZINGARELLI, JOSEPH	DPW	\$	4,951.88	\$	4,951.88			
GROSS, EILEEN A	SCHOOL	\$	4,929.59	\$	4,929.59			
NEWMAN, MATTHEW	FIRE	\$	4,913.00	\$	4,913.00			
CARBONE, DEBORAH	SCHOOL	\$	4,800.92	\$	4,800.92			
SIMON, VIRGINIA S	SCHOOL	\$	4,664.79	\$	4,664.79			
HUBLEY, MACHELLE	SCHOOL	\$	4,489.18	\$	4,489.18			
RICHARDS, LUKE M	CABLE TV	\$	4,482.00	\$	4,482.00			
FLORANCE, WILLIAM S	SCHOOL	\$	4,413.01	\$	4,413.01			
MULHOLLAND, HEIDI	SCHOOL	\$	4,361.06	\$	4,361.06			
CURRIE, EDWARD	DPW	\$	4,254.01	\$	4,254.01			
BILICKI, STACEY	SCHOOL	\$	4,207.69	\$	4,207.69			
FITZGERALD, RONALD	SCHOOL	\$	4,120.14	\$	4,120.14			
MOORE, ERIC	SCHOOL	\$	4,105.24	\$	4,105.24			
DIGIUSEPPE, ELEANOR	COA	\$	4,016.82	\$	4,016.82			
HOOPER, CHERYL	DIST- SCHOOL	\$	3,937.50	\$	3,937.50			
PRENTAKIS, KONSTANTINOS	SELECTMEN	\$	3,891.64	\$	3,891.64			
HOOVEN, WILBUR	SCHOOL	\$	3,731.25	\$	3,731.25			
CASSIDY, MARTHA	SCHOOL	\$	3,652.67	\$	3,652.67			
LOCKHART, JAMESON	FIRE	\$	3,538.80	\$	3,538.80			
FRANCIOSE, GLORIA	POLICE	\$	3,338.40	\$	3,338.40			
PIEPIORA, ROBERT	FIRE	\$	3,249.64	\$	3,249.64			
COCCIARDI JOSEPH A	DPW	\$	3,237.37	\$	3,237.37			
LESSA, MARIA	SCHOOL	\$	3,195.90	\$	3,195.90			
COUFOS, CHRISTINE	SCHOOL	\$	3,145.00	\$	3,145.00			
WHITTEN, STEVEN P	DPW	\$	3,105.82	\$	3,105.82			
BAMPOS, PATTIANN E	SCHOOL	\$	3,090.88	\$	3,090.88			
GRAVALLESE, CHRISTOPHER	LIBRARY	\$	2,955.38	\$	2,955.38			
SAULNIER, RAYMOND	POLICE	\$	2,844.99	\$	2,762.04	\$	82.95	
SOUCY, SUSAN	DIST- SCHOOL	\$	2,829.43	\$	2,829.43			
SAVAGE, JAMES M	DPW	\$	2,737.68	\$	2,737.68			
COSCO, KIMBERLY	SCHOOL	\$	2,646.51	\$	2,646.51			
O'LEARY, BONNIE	DIST- SCHOOL	\$	2,634.64	\$	2,634.64			
DUNN, MICHELE	SCHOOL	\$	2,543.41	\$	2,543.41			
GIUNTA, STEPHEN	SCHOOL	\$	2,472.47	\$	2,472.47			
CABRAL, DONNA	SCHOOL	\$	2,457.77	\$	2,457.77			
COTTER, JOSEPH	COA	\$	2,431.17	\$	2,431.17			
JENKINS, DALE	POLICE	\$	2,362.55	\$	2,362.55			
MALETTE, MARJORIE	COA	\$	2,359.47	\$	2,359.47			
POTTIE, BARBARA	COA	\$	2,339.30	\$	2,339.30			
INNIS, KERI	SCHOOL	\$	2,293.75	\$	2,293.75			
HOUTEN, TIMOTHY	TOWN OFFICAL	\$	2,266.84	\$	2,266.84			
GETTINGS, PATRICIA	SCHOOL	\$	2,214.84	\$	2,214.84			
CONWAY, RYAN	FIRE	\$	2,190.80	\$	2,190.80			
DAVIS, MARY	SCHOOL	\$	2,081.25	\$	2,081.25			

TOWN EMPLOYEES
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CARBONE, DEBORAH	ASSESSORS	\$	2,000.04	\$	2,000.04
OHLSON, PATRICIA	ASSESSORS	\$	2,000.04	\$	2,000.04
SPINOSA, JOANNA	SCHOOL	\$	2,000.00	\$	2,000.00
INGLIS, GRACE	SCHOOL	\$	1,917.57	\$	1,917.57
THOMPSON, MILDRED	COA	\$	1,874.22	\$	1,874.22
MACCARTHY, KERIN	RECREATION	\$	1,732.33	\$	1,732.33
WASAK, REGINA	SCHOOL	\$	1,725.69	\$	1,725.69
LANFRANCHI, PAULA	ELECTIONS	\$	1,647.00	\$	1,647.00
KESSEL, JEAN	SCHOOL	\$	1,614.34	\$	1,614.34
KASSIOTIS, RICHARD W	TOWN OFFICAL/SCHOOL	\$	1,599.84	\$	1,599.84
LINDBERG, CHRISTINE	SELECTMEN	\$	1,599.84	\$	1,599.84
DELETETSKY, DOREEN	SCHOOL	\$	1,552.58	\$	1,552.58
GOUDREAU, DENISE	SCHOOL	\$	1,529.22	\$	1,529.22
TOMASONE, LENORE	SCHOOL	\$	1,500.00	\$	1,500.00
SCARPONE, KELLY	SCHOOL	\$	1,497.28	\$	1,497.28
MCNAMARA, JEAN	DIST- SCHOOL	\$	1,466.56	\$	1,466.56
TRAMONTE, CYNTHIA	SCHOOL	\$	1,461.25	\$	1,461.25
GIANTURCO, CHRISTINE A	SCHOOL	\$	1,433.75	\$	1,433.75
ESTABROOKS, JENNIFER	ELECTIONS	\$	1,418.21	\$	1,418.21
PORTEOUS, ROBERT	TOWN ADMINISTRATION	\$	1,335.10	\$	1,335.10
CAULFIELD, JOAN	CONSERVATION	\$	1,288.08	\$	1,288.08
RHUDA, JENNIFER C	SCHOOL	\$	1,197.50	\$	1,197.50
KALLOCK, SARA M	SCHOOL	\$	1,155.00	\$	1,155.00
SCARPA, MARIA	SCHOOL	\$	1,122.06	\$	1,122.06
GIOIOSO, JEAN	SCHOOL	\$	1,109.57	\$	1,109.57
VENO, VALERIE	SCHOOL	\$	1,088.64	\$	1,088.64
CLOONAN, MIA	SCHOOL	\$	1,082.54	\$	1,082.54
CLINCH, CHARLES III	MELD	\$	1,000.00	\$	1,000.00
KILEY, KEVIN	MELD	\$	1,000.00	\$	1,000.00
CARDARELLI, NICOLE A	RECREATION	\$	868.24	\$	868.24
EIDLE, DAVID W	RECREATION	\$	852.24	\$	852.24
ENNIS, MATTHEW	RECREATION	\$	852.24	\$	852.24
JAUSS, DANIELLE A	RECREATION	\$	852.24	\$	852.24
REID, ALEXANDRA	RECREATION	\$	852.24	\$	852.24
DOERRER, MARK V	SCHOOL	\$	804.56	\$	804.56
MARSHALL, MOLLI C	RECREATION	\$	755.76	\$	755.76
BRAMANTE, DOLLENA	SCHOOL	\$	718.33	\$	718.33
MORRISSEY, ANDREA L	RECREATION	\$	707.52	\$	707.52
FORCIER, BRADY S	RECREATION	\$	675.36	\$	675.36
POWERS, MICHAELA E	RECREATION	\$	659.28	\$	659.28
COMEFORD, REBECCA	SCHOOL	\$	659.00	\$	659.00
PRENTAKIS, ALEXI	LIBRARY	\$	656.57	\$	656.57
BENOIT, LAURIE J	SCHOOL	\$	650.88	\$	650.88
BALFE, JOHN	RECREATION	\$	643.20	\$	643.20
SHERIDAN, BETTY J	COA	\$	635.00	\$	635.00
MORAN, LINDA	SCHOOL	\$	627.84	\$	627.84
O'GRADY, MICHELLE N	SCHOOL	\$	622.08	\$	622.08
BELGIORNO, DIANA	SCHOOL	\$	610.72	\$	610.72
MITCHELL, KIMBERLY J	SCHOOL	\$	570.24	\$	570.24
AMERO, MARY ANNE	SCHOOL	\$	570.00	\$	570.00
MOORMAN, ANN D	COA	\$	567.05	\$	567.05
DEACON, SUSAN	SCHOOL	\$	558.90	\$	558.90
GIATRELIS, TAMMY	SCHOOL	\$	553.75	\$	553.75
DELACRUZ, KENNEDY L	SCHOOL	\$	531.20	\$	531.20
SHEEHAN, LISA	SCHOOL	\$	525.00	\$	525.00
UGONE, SIOBHAN M	SCHOOL	\$	525.00	\$	525.00
ERB, STEPHANIE	SCHOOL	\$	506.25	\$	506.25
PALANCE, THOMAS	SCHOOL	\$	482.16	\$	482.16
DEARBORN, MIRANDA E	LIBRARY	\$	473.03	\$	473.03
BAKOIAN, EILEEN	ELECTIONS	\$	469.60	\$	469.60
FORDE, DEBORAH A	SCHOOL	\$	469.25	\$	469.25
RUSHA, OLSA	SCHOOL	\$	466.56	\$	466.56
BENNETT, MELYSSA	SCHOOL	\$	463.75	\$	463.75
FALLON, STACY A	SCHOOL	\$	450.00	\$	450.00
BOUCHARD, CHERYL	SCHOOL	\$	440.11	\$	440.11
KARANIKOS, DEMETRIOS B	SCHOOL	\$	438.75	\$	438.75
CROSS, LISA	SCHOOL	\$	423.63	\$	423.63
ZWICKER, JULIE G	SCHOOL	\$	411.25	\$	411.25
BUCCIERI, BRENDA	SCHOOL	\$	409.74	\$	409.74
GIBSON, BARBARA	SCHOOL	\$	387.80	\$	387.80
MCGRATH, KERRY	SCHOOL	\$	384.25	\$	384.25
COLUNGA, KARIN E	SCHOOL	\$	383.01	\$	383.01
MCCARTHY, JANICE	SCHOOL	\$	381.38	\$	381.38
FOWLER, DANA D	SCHOOL	\$	375.00	\$	375.00
RAKUSIN, MINDY	SCHOOL	\$	375.00	\$	375.00
FINNEGAN, MICHELLE	SCHOOL	\$	360.00	\$	360.00
GALLIGAN, DENISE	SCHOOL	\$	300.00	\$	300.00
PASCUCCIO, KATHLEEN	SCHOOL	\$	295.00	\$	295.00
KIRCHNER, LISA M	SCHOOL	\$	285.12	\$	285.12
DRISCOLL, KATHLEEN D	SCHOOL	\$	269.26	\$	269.26
GOGUEN, SUSAN	SCHOOL	\$	265.92	\$	265.92
CALNAN, LISA P	SCHOOL	\$	262.08	\$	262.08
CURRIER, CAROLYN	ELECTIONS	\$	240.07	\$	240.07
SOLIMINE, MICHELE M	SCHOOL	\$	233.28	\$	233.28
HOVER, BARBARA	SCHOOL	\$	225.00	\$	225.00

TOWN EMPLOYEES
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PAWLYK, LAURA E	SCHOOL	\$	225.00	\$	225.00		
HARVEY, HERBERT F	SCHOOL	\$	212.50	\$	212.50		
LANTZAKIS, DEMETRA K	SCHOOL	\$	198.17	\$	198.17		
TWISS, ILENE	ELECTIONS	\$	160.61	\$	160.61		
GARVIN, LINDA M	SCHOOL	\$	150.00	\$	150.00		
GENT, GEORGINA	SCHOOL	\$	150.00	\$	150.00		
MCILVAINE, W DOUGLAS	SCHOOL	\$	150.00	\$	150.00		
NEWMAN, KATHERINE	SCHOOL	\$	150.00	\$	150.00		
BAKOIAN, JULIE E	ELECTIONS	\$	143.51	\$	143.51		
NAPIERACZ, BEVERLY	SCHOOL	\$	142.50	\$	142.50		
O'DONNELL, LISA M	SCHOOL	\$	136.64	\$	136.64		
PEACHEY-ALECKNA, SHERYL	ELECTIONS	\$	131.23	\$	131.23		
YUSKOWSKI, NIKKI E	SCHOOL	\$	130.00	\$	130.00		
REID, SAMANTHA	SCHOOL	\$	113.75	\$	113.75		
BUSHEE, ANN MARIE	ELECTIONS	\$	110.04	\$	110.04		
CERULLO, MARY ELLEN	ELECTIONS	\$	110.04	\$	110.04		
COBAK, DAWN	DIST- SCHOOL	\$	109.00	\$	109.00		
HALPER, BRENDA	ELECTIONS	\$	104.80	\$	104.80		
MCCLORY, SUSAN	ELECTIONS	\$	104.80	\$	104.80		
CIAMPA, KIMBERLY	SCHOOL	\$	101.39	\$	101.39		
ARMITAGE, PAUL	POLICE	\$	100.00	\$	100.00		
TRAGERT, HENRY	TOWN MODERATOR	\$	100.00	\$	100.00		
COTTONE, MARY	ELECTIONS	\$	94.17	\$	94.17		
CAMUSO, LEE P	SCHOOL	\$	75.00	\$	75.00		
MOSHER, LAUREN P	SCHOOL	\$	75.00	\$	75.00		
MYETTE, CHRISITINE A	SCHOOL	\$	75.00	\$	75.00		
NORTON, JAIME L	SCHOOL	\$	75.00	\$	75.00		
GASKELL, ELLENMARIE	DIST- SCHOOL	\$	72.66	\$	72.66		
LECOLST, FABIOLA G	ELECTIONS	\$	55.81	\$	55.81		
POLAKIEWICZ, CATHERINE	ELECTIONS	\$	55.81	\$	55.81		
SCHNEIDER, KARYN	ELECTIONS	\$	55.81	\$	55.81		
BRANCH, ROBERT R	ELECTIONS	\$	55.00	\$	55.00		
BUCCO, LAUREN A	SCHOOL	\$	55.00	\$	55.00		
HARRISON, LISA E	SCHOOL	\$	55.00	\$	55.00		
MCNAMARA, MEGHAN L	SCHOOL	\$	55.00	\$	55.00		
NELSON, HEIDI S	SCHOOL	\$	55.00	\$	55.00		
CARRELL, DOROTHY	ELECTIONS	\$	54.23	\$	54.23		
PEACHEY, BETTY	ELECTIONS	\$	54.23	\$	54.23		
PETERSON, CHARLENE	ELECTIONS	\$	51.65	\$	51.65		
SALKOVITZ, SUSAN	ELECTIONS	\$	51.65	\$	51.65		
REPUCCI, CHARLENE	SCHOOL	\$	48.75	\$	48.75		
ROCKWOOD, MARY P	ELECTIONS	\$	37.21	\$	37.21		
		\$	12,069,430.63	\$	11,410,017.51	\$	496,922.77
		\$	12,069,430.63			\$	162,490.35



To the Honorable Board of Selectmen and Citizens of Middleton:

MISSION STATEMENT:

The primary mission of the Middleton Fire Department is to protect lives and property and improve the quality of Life in the Town of Middleton through fire prevention, fire suppression, hazardous material control, emergency medical services, and fire alarm communications to all who live, work, visit or invest in the community.

I hereby submit to you the report of the Fire Department for the period July 1, 2008 to June 30, 2009.

The Fire Department consists of both full-time and part-time (call) personnel. The full-time force consists of the Chief, Captain, three Lieutenants, four Firefighters and one Dispatcher. The call force consists of one Captain, 23 Firefighters, 1 Call Paramedic, 1 Call EMT, and 2 Dispatchers. This combination of personnel gives the Town a complement of 37 men and women serving of the Fire Department.

DEPARTMENT ROSTER:

KEY

- * Emergency Medical Technician/Basic
- ** First Responder, 105 CMR 171.000 MGL c111, c201
- *** Paramedic/M.D.
- **** Emergency Medical Technician/Paramedic

Total EMT/Basic	20
Paramedic /M.D.	1
Total EMT/Paramedic	14
Total First Responder	2



PERMANENT FORCE:

- **** Chief Frank W. Twiss (C-1)
- **** Captain Thomas Martinuk (C-2)
- * Lieutenant William O'Neil (C-3)
- * Lieutenant Kenneth LeColst (C-4)
- **** Lieutenant Douglas LeColst (C-5)
- * Firefighter Jeffery Barber (C-6)
- **** Firefighter Tyler Dechene (C-7)
- **** Firefighter Daniel Kessel (C-8)
- **** Firefighter David T. Leary Jr. (C-9)
- * Dispatcher Lily McCormack



CALL FORCE:

* Firefighter Richard Nash
 * Captain Peter Francis (C-16)
 **** Firefighter James Hannon
 * Firefighter William Clough
 ** Firefighter Charles Clinch IV
 *** Firefighter H. Peter Beauparlant
 * Firefighter John O'Connor
 * Firefighter Chris Huston
 **** Paramedic Al DeNisco
 **** Firefighter Robert Joyce III
 * Firefighter Daniel Leary
 **** Firefighter Scott L'Abbe
 * Firefighter Denis Ring
 * Firefighter Nick LeColst
 **** Firefighter Michael Bell
 * Firefighter Brian Nash
 **** Firefighter Robert Piepiora
 * Firefighter William Donovan
 **** Firefighter Eric Moore
 * Firefighter John Mendalka III
 * Firefighter Ryan Conway
 **** Firefighter John Messer
 * Firefighter Jameson Lockhart
 * Firefighter Andrew LeColst
 * Firefighter David Kelsen
 * EMT Brittany Boulanger
 Dispatchers
 * Lil McCormack
 ** Robert Aldenberg
 * Matthew Newman

PERSONNEL:

As with past years, the personnel situation is still in need of expansion. Availability of personnel is at a critical level and the need for additional full time firefighter/paramedics becomes more evident. The growth of the town has placed a high demand on the department in all aspects of our mission as a public safety agency. This department has seen an increase in Rescue/Emergency Medical Service (EMS) calls, which accounts for almost one-half of our total responses. In addition, our Advanced Life Support program continues to strengthen, and statistically it has become a majority of our EMS responses (ALS vs. BLS).

As of this writing the Town does not comply with the recommendations of the United States Occupational Safety and Health Administration, and the National Fire Protection Association (1500) Standards, requiring four (4) persons to be on scene before attempting an interior fire attack. Currently, we are responding with three firefighters and relying on off-duty full-time and call firefighters to respond from home or work to supplement the response.

INCIDENTS:

The Fire Department responded to a total of 1,723 incidents during Fiscal Year 2009. The incidents are broken down as follows:

CODE 100 SERIES - FIRE

100	Fire, Other	4
111	Building fire	18
113	Cooking fire, confined to container	111
114	Chimney or flue fire, confined to chimney or flue	2
116	Fuel burner/boiler malfunction, fire confined	7
118	Trash or rubbish fire, contained	2
130	Mobile property (vehicle) fire, Other	1
131	Passenger vehicle fire	1
140	Natural vegetation fire, Other	2
141	Forest, woods or wildland fire	1
142	Brush or brush-and-grass mixture fire	1
143	Grass fire	1
150	Outside rubbish fire, Other	1
154	Dumpster or other outside trash receptacle fire	1

CODE 200 SERIES - OVERPRESSURE/EXPLOSION

221	Overpressure rupture of air or gas pipe/pipeline	1
240	Explosion (no fire), Other	4
	TOTAL	5

CODE 300 SERIES - RESCUE & EMS INCIDENT

300	Rescue, EMS incident, other	2
311	Medical assist, assist EMS crew	34
321	EMS call, excluding vehicle accident with injury	652
322	Motor vehicle accident with injuries	37
323	Motor vehicle/pedestrian accident (MV Ped)	3
324	Motor Vehicle Accident with no injuries	45
350	Extrication, rescue, Other	1
353	Removal of victim(s) from stalled elevator	4
3531	Stalled Elevator - occupant (s) out on arrival.	2
357	Extrication of victim(s) from machinery	1
381	Rescue or EMS standby	11
	TOTAL	792

CODE 400 SERIES - HAZARDOUS CONDITION

400	Hazardous condition, Other	4
	Combustible/flammable gas/liquid condition,	
410	other	3
411	Gasoline or other flammable liquid spill	8
412	Gas leak (natural gas or LPG)	15
413	Oil or other combustible liquid spill	6
420	Toxic condition, Other	3
422	Chemical spill or leak	1
424	Carbon monoxide incident	14
440	Electrical wiring/equipment problem, Other	12
442	Overheated motor	1
444	Power line down	4
445	Arcing, shorted electrical equipment	5
460	Accident, potential accident, Other	2
480	Attempted burning, illegal action, Other	1
	TOTAL	79

CODE 500 SERIES - SERVICE CALL

500	Service Call, other	4
510	Person in distress, Other	1
5111	Lock-out - Vehicle	110
5112	Lock-out - Structure	16
512	Ring or jewelry removal	1
520	Water problem, Other	2
521	Water evacuation	1
522	Water or steam leak	14
531	Smoke or odor removal	2
551	Assist police or other governmental agency	9
552	Police matter	1
553	Public service	12

554	Assist invalid	30
555	Defective elevator, no occupants	1
561	Unauthorized burning	14
571	Cover assignment, standby, moveup	36
TOTAL		254

CODE 600 SERIES - GOOD INTENT CALL

600	Good intent call, Other	46
611	Dispatched & cancelled en route	52
622	No Incident found on arrival at dispatch address	4
631	Authorized controlled burning	5
641	Vicinity alarm (incident in other location)	1
651	Smoke scare, odor of smoke	9
671	HazMat release investigation w/no HazMat	3
TOTAL		120

CODE 700 SERIES - FALSE ALARM & FALSE CALL

700	False alarm or false call, Other	6
710	Malicious, mischievous false call, Other	3
711	Municipal alarm system, malicious false alarm	4
712	Direct tie to FD, malicious false alarm	6
721	Bomb scare - no bomb	2
730	System malfunction, Other	16
731	Sprinkler activation due to malfunction	12
733	Smoke detector activation due to malfunction	30
734	Heat detector activation due to malfunction	1
735	Alarm system sounded due to malfunction	41
736	CO detector activation due to malfunction	3
740	Unintentional transmission of alarm, Other	12
741	Sprinkler activation, no fire - unintentional	16
742	Extinguishing system activation	1
743	Smoke detector activation, no fire - unintentional	43
744	Detector activation, no fire - unintentional	5
745	Alarm system activation, no fire - unintentional	89
746	Carbon monoxide detector activation, no CO	19
TOTAL		309

CODE 800 SERIES - SEVERE WEATHER

814	Lightning strike (no fire)	2
TOTAL		2

CODE 900 SERIES - SPECIAL INCIDENT TYPE

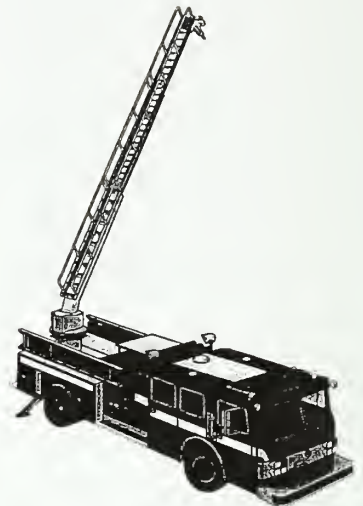
900	Special type of incident, Other	5
911	Citizen complaint	3
TOTAL		8

FY09 INCIDENT COUNT TOTAL **1723**

APPARATUS:

The apparatus of the department is in fair to good condition. The current inventory of your equipment is:

2003	Ford Expedition (Car 1)
2006	Ford Crown Victoria (Car 2)
2000	Ford F450 Utility (Squad 5)
2000	Ford E450 Ambulance (Rescue 2)
2006	Ford E450 Ambulance (Rescue 1)
1993	Ford F350 Utility w/ 28' Boom (Fire Alarm Truck)
1972	International AWD Pumper (Engine 2)
1973	Army Surplus Brush Truck (Engine 6)
2002	Ferrara Pumper (Engine 1)
2002	Ferrara Pumper (Engine 3)
1999	Sutphen 105' Aerial Ladder (Ladder 1)
1982	Mack Tractor, with 1965 Heil 8,000 Gal. Tanker (Engine 4)
1999	Cox Boat trailer with 2001 Quick Silver inflatable boat with 9.9 HP outboard motor for water rescue
1988	Wire trailer (fire alarm) two general purpose trailers used for HazMat incidents
2005	Cargomate 14' Utility Trailer



9-1-1

MIDDLETON 911 CALL CENTER OVERVIEW FY09

CALL TYPE	COUNT
LAND LINE CALLS	1,194
ABANDONED LAND LINE CALLS	128
WIRELESS CALLS	634
ABANDONED WIRELESS CALLS	10
OUTBOUND CALLS	626
<u>TOTAL</u>	<u>2,592</u>

9-1-1 has been on line in Middleton at Fire Headquarters since May of 1997. Since its inception, the Fire Department has answered an ever-increasing number of calls on the 9-1-1 lines. Calls requiring Fire or Ambulance are dispatched at Fire Headquarters, and calls for the Police are transferred by a single step to the Police Department, unless the Fire Department is answering calls/ dispatching for the Police. I must stress that this is an emergency number and should be used for that purpose only. If you should call 9-1-1 in error, please stay on the line so the dispatcher can verify your information and determine that it was a wrong number or accidental call. When you hang up without answering this is classified as an *abandoned call* and we are required to dispatch equipment to your residence or place of business to determine if an emergency does exist.

The technology in the 9-1-1 center at Fire Headquarters was upgraded during 2007. The new equipment allows us to get a location of a cell phone caller along with other pertinent information. Other enhancements include a new recording system, mapping system, a user-friendly operation, improved TTY and playback options, and new and easy-to-read flat screens. In addition, all personnel were required to attend 16 hours of training for the new equipment, which was hosted by the state 911 department.

During 2007 and 2008, Fire Headquarters (including the 9-1-1 center) replaced the 1968 emergency generator with a 2007 Kohler/ John Deere 100 KW diesel generator and automatic transfer switch. This new unit is capable of providing emergency power to the entire building, including the pumps for the shared septic system for the Fire Department and Library.

9-1-1 can be used even if you cannot speak. When you call, if for some reason you cannot speak, you can simply press one of three numbers. If you should need the police, press the number 1, for a fire emergency, press 2 and for an ambulance, press 3. Then it will be necessary for you to respond to the telecommunicators as requested using numbers on the keypad while following their instructions.

RADIO SYSTEM

The radio system appears to be in good operating order, with regular maintenance and upgrades to ensure reliability and firefighter safety. The department is currently involved in a three-phase program for the replacement of the mobile and portable radio equipment, which will replace equipment that was purchased in the early 1990's. The mobile radios are installed in the fire department vehicles, and provide a wide array of frequencies that are available for interoperability with other agencies. An example of this is communications between our ambulances and the CMED radio system, which allows EMT's to speak directly with hospitals via radio. The portable radios, issued to the firefighters, will replace the old tone alert pagers and are considered an integral component of the firefighter's personal protective equipment. Phase one of this project, having been completed during last fiscal year has already allowed for the replacement of thirteen (13) front-line mobile radios and nine (9) portable radios that are utilized by our full-time staff. Phase two has been recently completed resulting in the equipping of sixteen (16) call-firefighters with a portable radio. Phase Three which will be voted on during the 2010 town meeting, will equip the remaining call firefighters with portable radios. Narrow banding technology now being mandated by the FCC provides more frequencies for the public safety frequency range. It also is being used in all new radio equipment, and its compatibility is a serious issue for existing equipment. The completion of this project will ensure that MFD is in compliance with FCC narrow band mandates and any future digital transmission protocols (Project 25), replace aging equipment, replace the Minitor pagers, provide portable radios for all members working at incidents, and improve interoperability with other public safety agencies.

TRAINING AND EDUCATION

The Middleton Fire Department continues to conduct regular training sessions for its members in different disciplines. Our training program focuses on basic firefighter safety, survival, and fireground operations, focusing on both classroom and "hands-on" evolutions. The department continues to utilize in-house training as well as programs provided through the Massachusetts

Firefighting Academy, most notably a program provided to Essex County Call/Volunteer firefighters that prepares the firefighter to take the Firefighter I/II certification exam. Through this program the Fire Department has successfully graduated nine members from our call staff in the last three years. This grueling program consists of approximately two hundred hours of organized training from September to March, with the resources provided by the academy. These firefighters join the remainder of our staff that already achieved the Firefighter I/II certification resulting in a truly well trained, prepared and organized firefighting force. This upcoming training cycle will also feature a "Rapid Intervention Team" program designed by the Massachusetts Fire Academy. This program establishes statewide standard operating guidelines that are used in the rescue of a missing, trapped, or lost firefighter. The Middleton Fire Department Training Division members are part of a countywide training division, comprised of area training officers, through the Essex County Fire Chief's Association. The training division meets monthly and has been a tremendous asset to local firefighter training initiatives. The department would like to recognize the property owners, both commercial and residential who allow off-site department training to occur. The Training Division requests that any resident that has an area or structure they feel might be of possible use or interest to call the Training Division for a site evaluation. Without their support many of our practical training activities would not be available. Lastly, the department would like to recognize its members, although busy work schedules and family lives are ever-present, our members continue to understand the importance of continuous education.

EMERGENCY MEDICAL SERVICES

Fiscal Year 2009 proved to be a busy year for the Emergency Medical Services (EMS) Division. The department responded to over 800 emergencies involving sick and injured people. The department also experienced a large number of back-to-back medical emergencies, which required the use of our second ambulance as well as mutual-aid resources.

The level of service offered by the department continues to remain the same. The department offers both Basic Life Support (BLS) care and Advanced Life Support (ALS) care. Over the past few years, the department has actually seen a trend in which the number of emergencies requiring ALS care has far exceeded the number of BLS emergencies.

The department continues to conduct its own internal medical training. With the assistance from the department medical director, Dr. Peter Beauparlant, the department has had the ability to offer its members intense medical training which can then be utilized when caring for the sick and injured. Through funding offered by the Essex County Sheriffs Headquarters, the department has been able to send on average, roughly 1 to 2 members per year to Paramedic training. During this training, students learn many advanced skills such as advanced patient assessment, Endotracheal Intubation, Intravenous therapy, 12-lead EKG recognition and medication administration. Once trained, these members help to deliver advanced patient care to those in need.

The department continues to utilize a computerized electronic patient care reporting system. With the help from Northeast Health Systems, the department continues to gather vital information, which in turn enables the department to better track information and to focus on

infrequent call types via training and education. Eventually the department will be participating in a National EMS Database System (NEMSIS), which will allow for better tracking of local EMS data at the national level.

Emergency Medical Services continues to play a major role in the departments daily activities. With the population growing in both numbers and age, there will always be a need for this type of service. The success of this program is due mainly to the dedicated men and women of the department who take pride in the care that they deliver.

FIRE PREVENTION DIVISION

The Fire Prevention Division has again experienced a very busy year. Even with the down turn in the economy inspection activities and plan review continued on a very busy pace. New homes, Businesses and remodels continued to be very active. In terms of fire safety education, the department continues to make numerous visits to the schools and day care centers. Other examples of our commitment to promote fire safety included classes for the elderly, public service announcements on the local cable channel, and handouts for the school children. The need for a full time Fire Prevention officer to handle these activities becomes greater every year as the department and the town grows.

During this fiscal year, the department again received a S.A.F.E. (Student Awareness of Fire Education) grant from the Commonwealth. The money was used to enhance our fire safety education programs through additional training and materials. Firefighters have visited the schools more frequently and have provided up-to-date training programs.

In 2009, the S.A.F.E. grant allowed the department to purchase a "Sparky the Fire Dog" suit, which continues to be a favorite of the young children. In addition, plastic fire helmets, Halloween bags, plastic fire badges, book covers, pencils, pamphlets, and calendars are available for distribution to the public.

Another valuable fire safety education tool, which was made available through a state grant, is the District 5 S.A.F.E. Fire Safety Trailer. The participating communities in Fire District 5 jointly operate this 32-foot trailer (A new trailer was delivered in 2009). We were fortunate to have the trailer in Middleton for the Pumpkin Festival, and it was a tremendous success. People of all ages visited the trailer and learned valuable fire safety information. Some also participated in actual home escape drills.



Remember that fire can strike without warning. To be safe you have to be ready. Take the time now to complete a home fire safety check. Install **smoke detectors** if you haven't already. For those who have already installed detectors, be sure they are clean and free of dust. Test the batteries monthly and replace the batteries yearly. Sit down with family members and devise a **family escape plan** for your home. The plan should include two (2) ways out of every room, plus a meeting place out of the building. Purchase multi-purpose **(ABC) fire extinguisher** and learn how to use them properly. The extinguishers should be located near exit doors.

One issue that continues to raise many questions and concerns by the public is the **danger of carbon monoxide poisoning**. Carbon monoxide (CO) is a colorless, odorless, and highly toxic gas. Carbon monoxide is a by-product of combustion, present whenever fuel is burned. Common home appliances, such as gas or oil furnaces, clothes dryers, water heaters (gas or oil fired), automobiles, and wood stoves produce CO.

Malfunctioning heating equipment, blocked chimneys, indoor use of barbecue grills, use of cooking appliances for heating purposes, poor ventilation, and automobile exhaust in an attached garage can cause carbon monoxide to enter a home. If carbon monoxide goes undetected and the levels increase, carbon monoxide poisoning can occur. Symptoms such as headaches, dizziness, weakness, nausea, vomiting, tightening of the chest, convulsions, redness of the eyes, sleepiness, confusion and ringing of the ears are some of the effects of carbon monoxide on the body. Prolonged exposure can lead to unconsciousness, brain damage, or death.

In November 2005, Governor Mitt Romney signed “Nicole’s Law” which places certain requirements on owners of all residential properties to install and maintain carbon monoxide (CO) alarms. The Board of Fire Prevention Regulations has developed the regulations (527 CMR 31.00) establishing the specific requirements of the law including the type, location, maintenance and inspection requirements for the alarms. Generally speaking, anyone who owns residential property regardless of size (i.e., 1 & 2 family homes, multi-family buildings, apartments, condominiums and townhouses, etc.) **that contains fossil fuel burning equipment** (i.e., oil, gas, wood, coal, etc.) **OR contains enclosed parking** (i.e., attached or enclosed garages) in Massachusetts, **is required to install CO alarms**. If there are any questions in regards to this new regulation, please call the Middleton Fire Department at (978) 774-2466 or visit the Massachusetts Department of Fire Services website at www.mass.gov/dfs.

If you or your family members encounter any danger signs of carbon monoxide poisoning, if there is a suspicion that a carbon monoxide problem exists, or if a carbon monoxide detector activates, evacuate the home immediately and call the fire department. The firefighters can render emergency care and also use special equipment to measure the levels of carbon monoxide in the home.

Carbon monoxide detectors, like smoke detectors, need their batteries changed. Even if your detectors are hard wired check and change your batteries when you change your clocks.

Another issue of concern is the use of candles.

The popularity of candles has risen greatly across the nation, and so have the number of fires caused by candles. In Massachusetts, candle fires have tripled in the past decade. Each year, several people are killed and millions of dollars of damage is incurred. Concerned over the rise in candle fires, the State Fire Marshal asked the Massachusetts Public Fire and Safety Education Task Force to research the issue. A *Candle Subcommittee* was formed consisting of members of the Task Force and staff from the Fire Data and Public Education Unit in the Office of the State Fire Marshal. Data from the National Fire Incident Reporting System (NFIRS) and the Massachusetts Fire Incident Reporting System (MFIRS) was looked at. With more specific data needed, the Candle Subcommittee and the OSFM worked with the National Fire Protection

Association (NFPA) to develop a Candle Fire Follow-up Survey. A *joint report* was issued by the NFPA and the Department of Fire Services summarizing the major findings of the study. This report, along with other information regarding candle safety, can be obtained online at www.state.ma.us/dfs.



Candle Safety Tips – Follow the “Circle of Safety”

- **Burn candles inside a one-foot circle of safety, an area free of anything that could come in contact with the flame and burn.**
Use candles in the center of an area one-foot in diameter free of anything that could burn, such as decorations, curtains that could blow around, other items on a table or bureau. Use a sturdy metal, glass or ceramic container.
- **Stay in the same room with burning candles; never leave them burning unattended.**
Most candle fires start when they are left burning unattended. Don't leave a candle burning out of your sight or when you fall asleep at night, Or near an open window.
- **Use candles out of reach of children and pets.**
Many candle fires are started when pets knock them over, or when children touch or play with them.
- **Keep all matches and lighters out of reach of children.**
Store in a high cabinet, preferably in a locked one. You wouldn't leave a loaded gun lying around and a lighter can be just as dangerous in a child's hand.
- **Teach everyone in the family the rules of safe candle use.**
Children, teenagers, grown-ups and older adults should know the rules of safe candle use.

Burning Permits

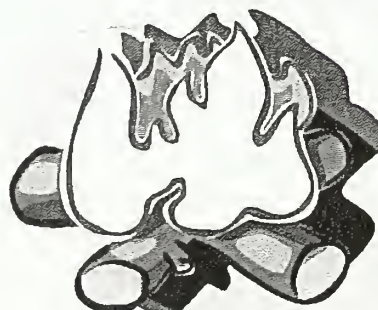
Burning Permits are good for one (1) season.

**A CALL TO THE FIRE DEPARTMENT
MUST BE MADE ON EACH DAY OF BURNING.**

Statistics

INSPECTIONS & PERMITS	2009
Oil Burner Inspection	31
Re-inspection	5
Permits Issued	31
Fire Alarm Inspection	129
Re-inspection	10
Permits Issued	129
Liquid Propane Storage	40
Re-inspection	2
Permits Issued	40
Tank Truck Inspection	6
Re-inspection	0
Permits Issued	6
Blasting Permit	1
Blast Witnessed	4
Permits Issued	1

MISCELLANEOUS PERMITS	2009
Sprinkler Permits	8
Flammable Liquid	0
Tent Permit	4
Tar Kettle	0
Welding / Cutting	4
Underground Storage Tank Removal	26
Plans Review (residential, smoke & heat detection, sprinklers, and fire extinguishers).	60
Burning Permits Issued	200
Calls for permission to burn	350



This year with the rising cost of fuel the State Fire Marshal came out with the following program:



State Fire Marshal Stephen Coan and all the members of the Massachusetts fire service are concerned that high energy prices this winter might also lead to an increase in fires from heating. Heating is the second leading cause of home fires in Massachusetts. It is important to *Keep Warm, Keep Safe* this winter.

With the high cost of fuels, many of us might be tempted to skimp on preventive maintenance, but that could be penny wise and pound foolish. Furnaces and chimneys should be checked by a professional every year before the start of the heating season.

Unvented kerosene heaters are illegal in Massachusetts because they are so dangerous, but if you shop in neighboring states they may be for sale legally. Be safe and leave them out of state. They pose not only a fire risk, but also produce carbon monoxide.

Wood, pellet and coal stoves require a permit from the local building inspector to ensure they are installed safely and properly.

State Building Code (780 CMR) Requirements for Wood Burning Stoves and Other Solid Fuel-Burning Heating Appliances.

Space heaters can provide a little extra warmth in a cold or drafty corner or shop, but are not designed to replace household heating systems. One of every 10 space heater fires results in a fire death. Also, using extension cords with space heaters causes a lot of electrical fires.

Fire Safety Basics: Be sure to cover the fire safety basics:

- Smoke Alarm Safety
- Carbon Monoxide Safety
- Practicing Home Fire Drills

Here are some links to home heating safety information:

- **Department of Fire Services**
 - Thinking of installing a wood, coal or pellet stove or already have one?

- Learn how to use space heaters safely. 1 of every 10 space heater fires causes a death. Space heaters often cause electrical fires too.
- **Department of Public Health**
 - Easy-to-Read Factsheets
 - Home Heating Safety - English [PDF](#)
 - Home Heating Safety - Spanish [PDF](#)
- **National Fire Protection Association**
 - Keeping Your Community Safe and Warm A tool kit for fire educators to help promote heating safety in their own community. It contains: talking points, easy-to-read and reproduce flyers, sample press releases and letters to the editor, Public Service Announcements (PSAs), statistics on home heating fires and information on national fuel assistance programs.
- **U.S. Fire Administration**
 - The U.S. Fire Administration has information on home heating fires and preventing them. They have statistical studies and public education resources about home heating safety on their website. Be aware that the use of unvented kerosene heaters is illegal in Massachusetts because of the danger of fire and carbon monoxide poisoning.
- **Fuel Assistance Programs**
 - The following places have information on heating assistance programs, the laws on shutting off utilities in the winter months and helpful consumer information.
 - Department of Housing and Community Development
 - The Executive Office of Consumer Affairs and Business Regulation
 - The Massachusetts Department of Energy [PDF](#), Check their website, or call 1-800-351-0077 or email doer@state.ma.us.
 - The Attorney General's Office

For more information contact the Middleton Fire Department at 978-774-2466 or call the Public Fire Safety Education Hotline at 1-877-9 NO- FIRE (1-877-966-3473).

FIRE SAFETY TIPS TO REMEMBER

- Install at least one smoke detector on each level of your home and in each bedroom
- DO NOT disable a smoke detector when it sounds.
- Know what to do after a detector sounds.
- Plan two home escape routes in the event of a fire.
- Install at least one carbon monoxide detector on each level of your home.

The Middleton Fire Department and
The State Fire Marshal's Office recommends:

- Test your smoke and CO detectors monthly and replace the batteries twice a year.
REMEMBER, when you change the clocks, change the batteries.
 - Unless otherwise recommended by the manufacturer's published instructions, no smoke detectors (battery operated or hard-wired smoke detectors only!) shall remain in service after 10 years from the date of manufacture.



If you would like some help in making a home fire escape plan; if you would like a home fire safety check; or if you have any questions concerning fire safety or fire prevention, please stop by the fire station or call us at (978) 774-2466.

FIRE ALARM

The fire alarm system is in excellent repair and condition. Maintenance and care of the system is the key to reliable, cost effective operation. The fire alarm system is cared for in its entirety by the Superintendent of Fire Alarm, and remains basically self-supporting through fees charged directly to the users. All town-owned buildings are protected by the system. Expansion of the system continues again this year due to construction projects in progress, including residential subdivisions and commercial buildings. All costs associated with the expansion process are borne by the developers and/or builder.

FOR FIRE & EMERGENCY: CALL 9-1-1

Provide the telecommunicator with the following information:

- Your name
- The address where the emergency is located
- Nature of the emergency
- How many people are injured or need help
- What is being done for the victims
- Your telephone number
- **DO NOT HANG UP UNTIL TOLD TO!**

In the event you have no telephone, use the fire alarm box in your area. STAY at the fire alarm box until apparatus and personnel arrive. Immediately direct them to the problem.

RECOMMENDATIONS:

- Addition of four (4) Firefighter/ Paramedics
- Addition of one (1) full time fire prevention inspector
- Reactivate the Public Safety Building Study Committee and explore options for the construction of a combined Police/ Fire Facility or the renovation/ expansion of the present structures.

I would like to take this opportunity to thank the Board of Selectmen, Town Administrator, Finance Committee, Department Heads and the Citizens of the Town of Middleton for your continued cooperation and support during the past year.

To the officers and firefighters of the department and your families, thank you again for your dedication and commitment throughout the past year. Your hard work and devotion to this profession and our organization make the Middleton Fire Department a team I am proud to lead. Thank you all for your efforts and keep up the good work.

Respectfully submitted,

Frank W. Twiss
Chief of Department

MIDDLETON POLICE DEPARTMENT

The following is the report and activity statistics of the Middleton Police Department from July 1, 2008 to June 30, 2009.

Department Roster

James A. DiGianvittorio, Chief of Police
John E. Jones, Sergeant
Ronald S. Carpenter, Sergeant
Gayle F. Haley, Detective Sergeant
James J. DeCosta, Sergeant
Robert A. Currier, Patrol Officer
Robert T. Peachey, Jr., Patrol Officer
Thomas M. McParland, Patrol Officer
David E. Arathuzik, Patrol Officer
Brian J. Kelley, Patrol Officer
Michael LeColst, Patrol Officer
James Bernhard, Patrol Officer
Adam Maccini, Patrol Officer

Reserve Officers

James W. Kelley, Patrol Officer
Leonard J. Ferreira, Patrol Officer
Richard A. Mendes, Patrol Officer
Charles R. Costigan, Patrol Officer
Raymond L. Saulnier, Patrol Officer
John S. Griffith, Patrol Officer
Gary K. Lacey, Patrol Officer
Richard Cardinale, Patrol Officer
Dale Jenkins, Patrol Officer
Matthew Armitage, Patrol Officer
Wade Maribito, Patrol Officer
David Bettencourt, Patrol Officer
Michele Nowak, Patrol Officer
Nancy Lyons, Patrol Officer

SPECIAL ASSITGNMENTS

Sergeant John Jones

Officer-In-Charge
Scheduling Officer
Juvenile Officer

Sergeant Gayle Haley

Detective
Training Officer
Firearms Instructor
Breath Test Instructor
Domestic Violence Officer
Sex Offender Registry Liaison
Bicycle Officer/ATV Officer
Accreditation Officer

Sergeant Ronald Carpenter

Facilities Manager
Firearms Instructor
Breath Test Instructor
Bicycle Officer
ATV Unit Leader
Sex Offender Registry Liaison
Narcotics Investigator

Sergeant James DeCosta

Photo Officer
Fingerprint Officer
Fleet Manager
Court Activity Supervisor

Officer Robert Currier

ATV Officer
Leaps Representative
Safety Officer
Motorcycle Unit Leader
Honor Guard Unit Leader
Car/Safety Seat Technician

Officer Robert Peachey

Bicycle Officer
ATV Officer
Baton Officer

Officer Thomas McParland

DARE Officer
ATV Officer
Bicycle Officer
Motorcycle Officer
Car/Safety Seat Technician
Honor Guard Officer

Officer David Arathuzik

ATV Officer
Motorcycle Officer
RAD Officer/Instructor
Honor Guard Officer
O.C. Instructor
Leaps Representative

Officer Brian Kelley

ATV Officer
Honor Guard Officer

Officer Michael LeColst

Bicycle Officer
Baton Instructor

Officer James Bernhard

Bicycle Officer

Officer Adam Maccini

Bicycle Officer

Reserve Officer James Kelley

Honor Guard Officer

Reserve Officer Raymond Saulnier

Department Mechanic

Reserve Officer Matthew Armitage

Computer Liaison

Reserve Officer Richard Kassiotis

Honor Guard Officer

Police Incidents July 1, 2008 to June 30, 2009

Delegated Patrol	1614	Service 209A	23
Alarm	552	School Resource Officer	22
Medical Aid	416	Annoying Calls	20
Assist Agency	313	Stolen Property	20
Fire Alarm	223	Property Turned In	19
Accident No P.I.	211	Warrant Arrest	19
Parking Complaint/Violation	189	Lost Item	18
General Service	187	Missing Person	18
Suspicious Activity	185	Recreational Vehicle Violation	17
Assist Others	147	Vandalism	17
Disabled Motor Vehicle	129	Mischievous Activity	16
Erratic Operator	125	Repossession	16
Suspicious Motor Vehicle	122	Road Rage	15
Animal Complaint	112	Assault	14
Parking Ticket/Warning	99	Identity Theft	13
Motor Vehicle Stop	94	Public Service	13
Citizen Complaint	89	Ambulance Assistance	12
Notification	82	Child Safety Seat Installation	12
Noise Complaint	76	Illegal Dumping	12
911 Call	5	Messenger/Mail Delivery	12
Traffic Enforcement	75	Private Investigator	12
911 Hangup	71	Service Request	12
Motor Vehicle Lockout	71	Shoplifting	12
Request Officer	70	Traffic Hazard	12
Larceny/Theft	66	Larceny from a Motor Vehicle	11
Dispute	63	Violation 209A	11
Attempt to Serve Papers	61	Debris in Road	10
Check Well Being	55	Keep the Peace	10
Suspicious Person	53	Deer Struck	9
Road Obstruction	49	Disorderly/Disturbance	9
Solicitors	47	Motor Vehicle Theft	9
Domestic	44	Protective Custody	9
Harassment	43	Alcohol Violation	8
Accident P.I.	39	Intoxicated Person	8
Arrest	39	Traffic Obstruction	8
B&E Motor Vehicle	35	Bus Passed	7
Damaged Property	35	Disturbing the Peace	7
Motor Vehicle Complaint	35	Fraud/Bad Check	7
Property Found	33	Speeding Motor Vehicle	7
Civil Matter	31	Abandoned Motor Vehicle	6
Serve Summons	31	Disturbed Person	6
Accident Hit & Run	28	Injury on Duty	6
Community Policing	27	Missing Property	6
Selective Enforcement	26	Vandalism Mailbox	6
Threat	26	Domestic Abuse	5
Malicious Destruction	24	Obscene Calls	5
Unwanted Guest	24	B&E Building	4
Building Check	23	B&E Dwelling	4

Civil Violation	4	Accident-MV vs. Bicycle	1
False Alarm	4	Attempted B&E	1
Juvenile Offense	4	Bomb Threat	1
Run	4	Car Fire	1
Sexual	4	Class D Possession	1
Skateboarders	4	Confidential Report	1
Towed Motor Vehicle	4	Cruiser Damage	1
Trespassing	4	Detective Investigation	1
Unfounded Call	4	Extortion	1
Unruly Child	4	Gas Drive Off	1
Vandalism Motor Vehicle	4	Gas Line Break	1
Accident – Pedestrian	3	Hunters	1
Deliver Summons	3	Larceny Bicycle	1
Hazardous Material	3	Motor Vehicle Repossession	1
House Fire	3	Prisoner Transport	1
Liquor Check	3	Racial Incident	1
Littering	3	Rape	1
Motor Vehicle Arrest	3	Recovered Stolen Property	1
Recovered Stolen Motor Vehicle	3	Reported Death	1
Armed Robbery	2	Sign Board Locations	1
Child Abuse	2	Suicide Attempt	1
Embezzlement	2	Traffic Survey	1
Forgery/Counterfeiting	2	Using Without Authority	1
Held Property	2		
Liquor Violation	2	Total	6847
Loitering	2		
Radar	2		
Recovered Motor Vehicle	2		

Motor Vehicle Citations July 1, 2008 to June 30, 2009

Liquor, Person Under 21 Posses	5	OUI Liquor, 2 nd Offense	2
Trespass With Motor Vehicle	2	OUI Liquor, 3 rd Offense	2
Improper Display Of Regis. Sticker	1	Use MV Without Authority	1
Cracked Windshield	1	RMV Document, Forge/Misuse	1
Failure To Use Care In Stopping	5	Alcohol From Open Container In MV, Drink	1
Following Too Close State Highway	1	Stop For Police, Fail	2
Failure To Use Care Entering Roadway	4	Name/Address Change Fail To Notify RMV of	2
Load Unsecured/ Uncovered	4	Uninsured MV/Trailer	22
Following Too close	2	Number Plate Violation	12
Keep Right For Oncoming MV, Fail To	3	Brakes Violation, MV	1
Crosswalk Violatio	1	Lights Violation, MV	34
Passing Violation	8	Equipment Violation, Miscellaneous MV	72
Marked Lanes Violation	42	Equipment, Sell Nonconform MV	2
Right Lane, fail Drive In	2	Child 6-12 Without Seat Belt	2
Emergency Vehicle, Obstruct	1	Brake Linings, Nonconforming	1
Red Light Violation	211	Height, Operate MV With Modified	1
Unsafe Lane Change	12	Inspector, Uncertified MV, 2 nd Off	1
Failure To Yield Right of Way	6	Window Tint, Excessive	1
Yellow Light Violation	14	Impeded Operation	2
Unregistered M/V	18	Racing Motor Vehicle	1
Unlicensed Operation of MV	29	Registration Sticker Improperly Attached	1
License Not In Possession	27	Revoked Registration – Operating On	17
Registration Not In Possession	40	Give False Name To Police Officer	1
Improper Operation Of M/V, allow	2	Fail To Dim High Beams	1
Unsafe Operation o	3	Possession Class D Substance	5
Seat Belt, Fail To Wear	125	Poss Class D Substance Subsequent Offence	1
Slow, Fail To Slow	3		
Turn, Improper	5		
School Bus, Fail Stop For	5		
Signal, Fail to	7		
Operation Of Motor Vehicle, Improper	2		
Speeding	306		
Speeding While Overweight In Viol Permit	3		
Speeding In Violation Special Regulation	33		
Registration, Fail to Surrender on Transfer	1		
Safety Standards, MV Not Meeting RMV	12		
Inspection/Sticker, No	171		
Littering From A Motor Vehicle	1		
Attaching Plates To A Motor Vehicle	5		
License Revoked A HTO, Operate MV With	1		
License Suspended, OP MV With	16		
License Suspended, OP MV With, Subsq. Off	7		
Registration Suspended, OP MV With	4		
Leave Scene Of Property Damage	4		
Negligent Operation Of Motor Vehicle	4		
OUI Drugs	2		
OUI Drugs, 2 nd Offense	1		
OUI Liquor	8		
		Grand Total	1,359

ARREST OFFENSE TOTALS July 1,2008 to June 30, 2009

A&B By Dangerous Weapon	1	OUI Liquor	9
A&B On A Police Officer	2	OUI Liquor, 2 nd Offense	1
Abuse Prevention Order, Violate	1	OUI Liquor, 3 rd Offense	2
Accessory After the Fact	1	Possession of Class D Substance	3
Accessory Before the Fact	1	Receiving Stolen Property, Over \$250	5
Alcohol from Open Container in MV, Drink	3	Red Light Violation	1
B&E for Misdemeanor	3	Registration Not In Possession	1
B&E Nighttime for Felony	2	Registration Suspended, Op MV With	1
Child in Sexual Act, Distrib Material of	1	Resisting Arrest	4
Contribute to Delinquency of Child	1	Revoked Registration, Operating On	2
Destruction of Property + \$250, Malicious	2	RMV Document, Forge/Misuse	1
Disorderly Conduct	3	Robbery, Armed	1
Domestic Assault & Battery	14	Safety Standards, MV Not Meeting RMV	1
Equipment Violation, Miscellaneous MV	1	Seat Belt Violation	3
Failure to Use Care Entering Roadway	2	Shoplifting by Asportation	10
False Pretense in Commer Transaction	1	Shoplifting by Asportation, 2 nd Offense	1
Giving False Name to A Police Officer	1	Speeding	3
Inspection Sticker, No	8	Stop for Police Officer, Fail	1
Larceny by Check Under \$250	1	Stop/Yield, Fail to	1
Larceny from a Building	1	Threatening To Commit A Crime	2
License No In Possession	1	Trespassing (Land, Dwelling, House, etc.)	2
License Revoked, Oper MV With	2	Uninsured MV/Trailer	2
License Suspended, Oper MV With	4	Unlicensed Operation of A Motor Vehicle	8
License Suspended, Oper MV With Subsq.Off.	4	Use MV without Authority	1
Liquor, Person Under 21 Possess	1	Warrant of Apprehension	2
Marked Lanes Violation	2	Witness, Intimidate	3
Negligent Operation of Motor Vehicle	2		
OUI Drugs	1		

There were 102 Arrests and 13 Protective Custodies which included the above 138 Charges.

ACCIDENT TOTALS BY LOCATION

Boston Street	10	Logbridge Road	1
Central Street	2	Maple Street	27
DeBush Avenue	1	Nathan Lane	1
Dixey Drive	1	North Liberty Street	1
East Street	10	North Main Street	31
Elm Street	2	Northwoods Road	1
Essex Street	2	Old Haswell Park Road	1
Forest Street	7	Park Avenue	1
James Avenue	1	Peabody Street	3
Kenney Road	1	River Street	11
Kimberly Lane	1	South Main Street	65
Lake Street	2	Village Road	5
Liberty Street	2	Watkins Way	1
Locust Street	2		

Total Accidents by Street 193

Chief James A. DiGianvittorio

I began my law enforcement career with the Danvers Police Department Auxiliary force in 1982. From 1984 to 1988 I worked as a Special Police Officer for the Town of Danvers at Hunt Hospital. In 1986 I was hired as a Reserve Police Officer for the Town of Middleton and in 1988 I was appointed to the position of permanent fulltime Police Officer. Also, in December of 1988 I graduated from the Massachusetts Criminal Justice Training Academy. I was promoted to Sergeant in 1995 and in 2005 to Acting Captain. I hold a Bachelor of Science in Law Enforcement and a Master of Science in Criminal Justice Administration. I was sworn in as Middleton's Police Chief on February 1, 2007.

I have been married for 24 years and have a son and two daughters. In the past two years my family has grown. I now have a son-in-law Rob and a handsome grandson named Jaxon. My hobbies are scuba diving and boating.

Letter From the Chief

I'm proud to lead a department of outstanding men and woman who are dedicated to preventing crime and enforcing the laws of the Commonwealth. The Middleton Police Department proudly employs a committed group of professional men and woman who work daily in a concerted effort to deliver the best possible policing services to our residents, business community, and visitors.

The Police Department is a pro-active department. As a pro-active community policing agency, the department has made great strides in providing a safe environment for the citizens while developing a strong partnership within the community.

I am pleased to say that we are a multidimensional agency and one of the most progressive police departments in the area. A premier agency staffed with officers who are innovative, highly trained, technically proficient and culturally sensitive which is key to maintaining public support and trust.

In addition to my professional and personal responsibilities, I am dedicated to giving the citizens of this community and various community organizations my utmost support and cooperation. I encourage any resident or business owner to contact me at the police station during regular business hours at (978) 774-4424 or via the police department website www.middletonpolice.com, for any questions or concerns.

Since 2007 many changes have occurred within the Middleton Police Department; some good, some great, and some not received as well as expected, however, we have been able to grow through them.

The tough economic times have hit public safety professionals hard. The State has cut funding to local communities; programs and training have been cut to dangerous levels; and many grants have been discontinued.

Good management has allowed this Town to stay afloat and not see the drastic cuts and layoffs other cities and towns have experienced; however, this also comes with a cost. My officers have felt the funding shortage not only in the lack of salary increases, but also in the loss of most details and overtime.

Some feel that police officers are overpaid; however, what they don't realize is the amount of time and training that goes into being a police officer in this day and age. It's not like the days of old when you were given a gun and a badge and told to go out and fight crime. Police Officers now must keep up certifications for all aspects of the job. They must be First Aid and CPR certified and computer literate. (Everything is now computer generated, including cruiser laptops.) They must also be proficient in weapons handling, baton usage, OUI detection, administering a breathalyzer testing and legal updates. The list goes on. They must wear a bullet proof vest to work and be able to make the one decision that no-other person can legally make: "Am I justified in taking a life". The Police Officers in Middleton are out 24 hours a day 7 days a week. We can't just shut down due to weather or natural disasters. When times are at their worse that's when we are needed the most.

I hope that this community understands and stands behind our officers as I do.

In the coming months you will hopefully start to see some activity around the police station with the addition of the double wide portable classrooms that will be moved from the site of the Howe Manning School to the station. I understand the fiscal responsibility and I am aware that other projects have moved to the top of the list in recent years. What I don't want to see happen is that the community look at this project as more than just what it is, a band aid.

The public safety buildings in this town need serious consideration and even if we were to appropriate funds for a new combined police and fire station tomorrow, it would take years before completion. I encourage any resident to stop by the police station for a tour of the facility. Some residents may not know that our station was the Danvers Police Station which was sold to us almost 30 yrs ago for \$1.00 and transported to our community. It has served its purpose and long out lasted its life expectancy.

We are open to your suggestions on how we can work together to address crime issues within our boundaries. I would enjoy the opportunity to meet with you or your organization regarding a topic of interest related to a crime or a community safety issue.

Each and every one of our members plays a vital part in the success of our department. Our most important goal is to insure the safety and well being of the employees and the citizens of this community.

Respectfully Submitted,

James DiGianvittorio,
Chief of Police

TRAINING

During the past fiscal year the Middleton Police Department at the direction of Chief James DiGianvittorio has reinforced its commitment to its officers and to the community through training.

All full-time officers spent four full days at the Municipal Police Training facility at Camp Curtis Guild in Reading for annual in-service training. Here officers were recertified in Cardio Pulmonary Resuscitation (CPR), the Automated External Defibrillator (AED), as First Responders and in the uses of the Expandable Baton. Officers also got briefings on legal updates, protecting children and the Amber Alert system, and domestic violence. Comparable training was provided in-house to the officers of the Reserve Force.

Sergeant Ronald Carpenter and Detective Sergeant Gayle Haley were recertified as Breath Test Operator Instructors and Preliminary Breath Test Operator Instructors. They then held training to recertify officers department-wide on the use of the testing machines. The Sergeants are also the Firearms Instructors for the department, qualifying under the standards set by the Municipal Police Training Committee. All department personnel were trained in the use of force standards and qualified with both their duty weapon and the deployment and use of the patrol rifle.

Officer Thomas McParland continued as a Drug Abuse Resistance Education (D.A.R.E.) instructor and presented the program to children in the Howe Manning School.

Officer Michael LeColst was assigned to the Masconomet Regional High School as a School Resource Officer working collaboratively with officers from Topsfield and Boxford. He attended a two-day specialized training presented by the Massachusetts Juvenile Police Officer's Association prior to taking on his new duties.

Officers James Bernhard and Adam Maccini became the newest members of the department's Bicycle Unit joining five other previously certified officers, after receiving training and successfully completing certification in the C.O.B.W.E.B. (Cops on Bikes with Education for Bicyclist) mountain bike training course. The department currently has two specially equipped mountain bikes which are deployed at special events or for specialized patrol.

Sergeant Gayle Haley was assigned as the department's Detective after completing training presented by Commonwealth Police Service. She is also continuing to work as the Accreditation Manager. To further the department's commitment and to focus on the professionalism of its officers, the department is working toward state certification and the possibility state accreditation. Over the past year several of the department's policies and procedures have been revised and up-dated and new ones added to keep up with the evolving trends, technology and legal issues effecting law enforcement.

Various Officers were also afforded the opportunity to attend training in Patrol Awareness and Response to Terrorist Suicides (P.A.R.T.S.), Recognizing and Responding to Cyber Bullying,

and Protecting Our Children presented by the National Center for Missing and Exploited Children.

The department's Reserve Force was increased with the addition of three new reserve officers. Officers David Bettencourt, Michele Nowak and Nancy Lyons all received extensive training, completing a 120 hour field training program overseen by Chief DiGianvittorio and Detective Sergeant Haley. As part of their pre-employment requirements, each officer completed the Reserve Intermittent Police Academy presented by the Municipal Police Training Committee held at Camp Curtis Guild in Reading.

In keeping with his long term goals for the police department Chief DiGianvittorio has devoted resources to continue with annual in-service training and required training for all officers. Specialized training will be afforded and arranged on an ongoing basis.

Respectfully Submitted:

Det. Sgt. Gayle Haley

D.A.R.E.

D.A.R.E. stands for Drug Abuse Resistance Education. D.A.R.E. is taught throughout the United States and in 36 countries around the world. It is a drug abuse prevention education program designed to provide elementary, middle and high school children with the knowledge of drug abuse, the consequences of abuse, and skills for resisting peer pressure to experiment with drugs, alcohol and tobacco. Currently in Middleton only the core elementary program is being taught. This consists of ten lessons to sixth grade students. In the future it would be beneficial to have the funds necessary to present the whole elementary program, as well as the middle and high school programs, to the children of Middleton.

I became the D.A.R.E. Officer for Middleton in 2001 and taught the program for one year. Unfortunately, in 2002, the Commonwealth of Massachusetts stopped issuing Grants for the program. The Middleton Police Department, then under the direction of Chief Armitage, did not pick up the cost of the program. In 2006, newly appointed Chief DiGianvittorio, believing as I do that the D.A.R.E. Program is vital for the health and safety of the town's children, began funding the program.

As the D.A.R.E. Officer for the Town of Middleton, I have the privilege of interacting with the children of Middleton. The D.A.R.E. program is taught at the Howe Manning School to the sixth grade, however, during my time spent at the school I also have a chance to meet and speak with other students.

Sincerely,

Thomas McParland
D.A.R.E. Officer

SCHOOL RESOURCE OFFICER

As the School Resource Officer for the Town of Middleton, I spend time inside the schools assisting with any on-going police issues. This position entails creating relationships with other School Resource Officers (from Boxford and Topsfield), with members of the school staff, as well as with the students. While at the schools, I assist in investigating any criminal activity, ensure the safety of the students and staff, and become well informed of problems inside the student population. The creation of the School Resource Officer is beneficial in assisting students as they learn to problem solve. This program has been able to place an officer in the day-to-day life of the students and make them feel comfortable approaching officers with questions or requests for assistance.

Officer Michael LeColst

BUILDING COMMISSIONER'S FY2009 REPORT

This year there were 1,050 total permits issued by the department. These permits accounted for more than 1,946 Inspections for the department and 19.7 million dollars of construction work. There were 34 new dwelling units in 2009.

During the year I attended the Board of Appeals and Planning Board meetings as well as many other Board meetings and Committee meetings. My thanks to all the members of all the Boards and Committees for their hard work though the year. Also the Building, Plumbing and Electrical inspectors attended seminars relative to code issues in order to satisfy the requirements for continued certification.

I wish to take this opportunity to thank the Town Administrator, Board of Selectmen, members of all other boards and all town employees for their assistance and cooperation during the year.

I would also like to say a special thanks to the members of my staff for a job well done throughout the year.

Respectfully submitted,

Richard F. Bienvenue
Building Commissioner

Richard F. Bienvenue, Building Commissioner
Donald Graves, Local Inspector/Plans Examiner
James Carbone, Electrical Inspector
Ray Abbott, Plumbing/Gas Inspector
Karen Matsubara, Secretary

INSPECTIONS MADE

BUILDING	1140
ELECTRICAL	414
PLUMBING & GAS	377
CALL OUTS/SWING BYS	15
TOTAL	1946

2009 PERMIT AND INSPECTION REPORT

<u>PERMIT TYPE</u>	<u>YEAR TO DATE</u>	
<u>RESIDENTIAL</u>	<u># ISSUED</u>	<u>VALUATION</u>
MULTI-FAMILY DWELLING UNITS	0	\$ -
NEW DWELLINGS	34	\$ 11,227,329
NEW DWELLING-FOUNDATIONS	47	\$ 2,300,726
ADDITIONS	14	\$ 941,936
RENOVATIONS/REPAIRS	61	\$ 1,474,752
ACCESSORY BUILDINGS	8	\$ 273,694
SWIMMING POOLS	14	\$ 189,600
SOLID FUEL STOVES	10	\$ 24,756
DEMOLITION	12	\$ -
TEMP MOBILE HOMES	0	\$ -
MISCELLANEOUS	8	\$ 209,023
PERMIT RENEWAL	0	\$ -
RETAINING WALLS	1	\$ 8,000
DECKS/PORCHES	12	\$ 126,866
ROOFING/SIDING/WINDOWS	58	\$ 446,061
 <u>COMMERCIAL</u>		
NEW BUILDINGS	2	\$ 639,576
NEW BUILDING FOUNDATIONS	2	\$ 214,678
ADDITIONS	0	\$ -
RENOVATIONS/REPAIRS	12	\$ 1,166,401
SIGNS / AWNINGS	39	\$ 86,328
DEMOLITION	0	\$ -
MISCELLANEOUS	9	\$ 176,390
TELECOMMUNICATIONS	4	\$ 233,451
TEMP OFFICE TRAILERS	1	\$ -
 <u>GOV'T / RELIGIOUS BLD'S</u>		
NEW BUILDINGS	0	\$ -
ADDITIONS / RENOVATIONS	0	\$ -
MISCELLANEOUS	3	\$ 21,617
<u>TOTALS</u>	<u>351</u>	<u>\$19,761,184</u>
 <u>PERMITS & FEES COLLECTED</u>		
BUILDING PERMITS	370	\$ 114,558
ELECTRICAL PERMITS	312	\$ 58,671
PLUMBING PERMITS	179	\$ 44,759
GAS PERMITS	128	\$ 6,950
FINES	4	\$ 479
STATE INSPECTIONS	57	\$ 6,070
<u>TOTALS</u>	<u>1050</u>	<u>\$231,487</u>

Plumbing & Gas Inspectors Report

The responsibility of the Plumbing Inspector is to inspect the installation of waste, vent and water distribution lines in commercial establishments and residential dwellings. The important issues inspected for are: properly vented fixtures to ensure against sewer gases entering any building, proper pipe sizing for flow of waste materials and ample sizing of water distribution lines to feed fixtures in a building. 179 Plumbing Permits were issued 2009.

The responsibility of the Gas Inspector is to ensure that all gas heating equipment, gas appliances, fire place units, etc. are properly vented to prevent carbon monoxide gases from entering a dwelling or place of business. Other areas of inspection are: proper pipe sizing, location of vents that would be too close to combustible materials, proper support hangers, and pressure testing every gas supply line. 128 Gas Permits were issued 2009.

There were 377 combined Plumbing & Gas Inspections for Fiscal 2009.

Respectfully Submitted,
Ray F. Abbott
Plumbing & Gas Inspector

Inspector of Wires Report

It is the responsibility of the Inspector of Wires to ensure that all wiring in and on buildings and property within the Town of Middleton is installed in a proper and safe manner. In order to accomplish this, permits are issued to licensed individuals to perform electrical work. Inspections are then made periodically during construction and at the completion of all work to ascertain that the work was performed in accordance with all applicable Codes and Standards. In addition, the Inspector of Wires responds, when requested by the Middleton Fire Department, to check wiring in buildings damaged by fire or flooding.

In 2009 there were 312 electrical permits issued and 414 inspections were made.

I would like to thank the other members of the Inspections Department, the Middleton Fire Department, and the Middleton Electric Light Department for their cooperation in our effort to make certain that electrical installations within the Town of Middleton are proper and safe.

Respectfully Submitted,
James J. Carbone
Inspector of Wires

DEPARTMENT OF PUBLIC WORKS 2009 REPORT

MISSION STATEMENT

The mission of the Town of Middleton's Department of Public Works is:

- To construct and maintain the physical infrastructure that provides for the public's health and safety.
- To protect the environment.
- To enhance the quality of life, and to ensure that Middleton continues to be a desirable place in which to live and conduct business.

The mission of the DPW will be accomplished through an equitable and cost effective delivery of the following services and products:

Activities to ensure community health and protect the environment:

- The provision of water.
- The drainage of surface water.
- The disposal of waste refuse.
- The recycling of waste.
- The composting of leaves and yard waste.
- The maintaining of all parks, cemeteries and recreation areas.

Activities to provide for the safety of pedestrians and motorists:

- The construction and maintenance of roads and sidewalks.
- The provision of street signs, traffic signals, and pavement markings.
- The sanding/deicing, plowing, and removal of snow.

To the honorable Board of Selectmen and the Citizens of the Town of Middleton, I hereby submit the following annual report of the Department of Public Works for the period covering July 1, 2008 to June 30, 2009.

The DPW roster for FY 2009 consisted of the following full-time personnel:

- Robert LaBossiere – Superintendent
- Kenneth Gibbons – Deputy Superintendent
- Rick Gould – Water System Supervisor
- Florence Leary – Secretary

- Scott Saulnier – Working Foreman/ Equipment Operator
- Glenn Osgood –Equipment Operator
- Paul Ajootian – Equipment Operator
- Jim MacDonald – Equipment Operator
- John Black – Equipment Operator
- Adam Davies– Equipment Operator (resigned 2/09)
- Timothy Rubchinuk – Transfer Station/Equip. Operator
- Eric Rackliffe – Transfer Station/Equip. Operator

Part-time Transfer Station employees that worked throughout the year were:

- Don Osgood
- Jennifer Brown

The following is a summary of work accomplished by division throughout the fiscal year:

HIGHWAY

The DPW's road resurfacing program for FY 2009 consisted of the following projects:

The total reconstruction of 2,500 linear feet of roadway within the Brigadoon Subdivision. This was the first of three phases for the reconstruction of the subdivision. The roadways for the first phase consisted of Overbrook Rd., Willow St., Hills Rd., and Edgewood Road. The construction included removal of trees that had roots interfering with the sidewalks, reclamation of the roadway, and installation of sub drains, regrading the profile of the road, placement of four inches of bituminous asphalt, new curbing and sidewalks. New trees were planted during spring of 2009. The funding for this project was provided by the State Chapter 90 Program.

The street crack sealing program was continued as part of the DPW road maintenance program with 2,700 gallons of fiber reinforced sealant placed.

The patching of potholes and various road defects required the placement of 32 tons of bituminous asphalt during this year in order to make Town roads safe.

This fiscal year the Town received Chapter 90 funds from the Commonwealth of Massachusetts totaling \$222,366.00.

The Town's 2.7 miles of gravel roads were graded once during the year with select materials being added where needed.

The Town's accepted road mileage now stands at 48.0 linear miles with a total road inventory of 57.5 miles. New subdivisions in the planning and construction stages will soon increase this total.

SNOW & ICE

The 2008-2009 winter season proved to be an above average season in terms of snow fall amounts with a final snow accumulation of 91.50 inches (average 66 inches). These totals were amassed by way of 15 measurable snow precipitation events. The first snowfall event occurred on Wednesday, December 17, 2008 (2 inches) and concluded with a final snowfall on Monday, March 9, 2009 (5 inches). Plowing forces were called out thirteen times to push back precipitation during the winter season.

The largest storm occurred on Friday, December 19, 2008 in which over 12.0 inches of snow accumulated in Middleton. Due to the above average snowfall and the high amount of call outs for icy roads, the DPW's snow and ice budget of \$234,000 was overspent by \$50,513.19. Throughout this period, the deicing trucks were utilized many times and placed approximately 1,650 tons of salt, 1,100 tons of sand, and 6,400 gallons of liquid calcium chloride on Town roads to make the roads safe for residents and commuters.

CEMETERY

During the past year there were 45 internments at Oakdale Cemetery. A total of 22 new lots were sold of which 6 were single graves, 4 were double graves and 2 were four grave lot sales. Revenue collected from these lot sales amounted to \$3,160.00. DPW personnel installed 23 monument foundations, 6 flush markers and 9 veteran's markers during this period.

The DPW proceeded with the expansion of the cemetery during the summer and fall of 2008. The town utilized several contractors for help in the expansion of the cemetery and acted as the general contractor to keep costs down. Work this year included tree cutting, stump removal, cutting and filling of the sub grade, installation of gravel base for roadways, and loam. Work should continue to finish the expansion in 2009. Cost for this expansion has been \$50,000.00 and was approved as a warrant article at Town Meeting.

The DPW crews spent many hours cutting and pruning the ten acres of grounds of the Oakdale Cemetery in preparation for Memorial Day and throughout the summer in order to maintain this beautiful memorial park. The DPW also continued maintaining several smaller historic burial grounds during this period.

PARKS & PLAYGROUNDS

Municipal recreation areas were addressed routinely during the year with grass cutting, tree and shrub pruning, trash removal and fertilization on a regularly scheduled basis. All baseball and soccer fields were maintained initially at the beginning of the season and

thereafter with weekly grass mowing and line painting. School grounds were maintained with grass cutting, weeding of beds and mulch applications as well during the past year.

WATER

During the past year the Middleton Water Division performed and accomplished the following tasks:

- Repaired 6 fire hydrants.
- Raised or repaired approximately 18 buried water gate service boxes.
- Issued 31 permits for new water services and 3 permits for renewal of water services. This enabled the collection of \$48,100.00 in water connection fees.
- Published the Annual Consumer Confidence Report as well as a number of other reports required by the Department of Environmental Protection.
- Completed two rounds of testing of all backflow prevention devices in town as required by the D.E.P.'s mandated Cross-Connection Program.
- Conducted weekly water sampling throughout the Town for lead and copper analysis, bacteriological analysis, chlorine residual and pH as required by the D.E.P.
- Completed the annual hydrant-flushing program of the entire system in April expending approximately 1,156,500 gallons of water.
- Continued the ongoing Gate/Valve Exercising Program.
- Performed maintenance (sanding, painting and lubricating) on 125 of the Town's inventory of fire hydrants.
- Continued enforcement of the water conservation bylaw which restricts outside irrigation from May thru September.

Six years ago the Massachusetts Department of Environmental Protection Order to Complete along with Modified Water Withdrawal Permits were issued to all towns withdrawing water from the Ipswich River Watershed Basin. A settlement between the DEP and the Danvers/Middleton water system was reached in the spring of 06. The Modified Permits now demand that those entities complete a wide array of water conservation measures. Included in this order is the lowering of the water per day per capita to 65 gallons per capita/per day. Presently the residential average daily consumption is approximately 65 gallons per day per person. In order to preserve the Ipswich River we must remain more conscious of our use and overuse of this precious commodity.

The May 10, 2005 Annual Town Meeting overwhelmingly approved Bylaws that restrict the use of irrigation systems to water vegetation between the hours of 8:00 AM to 7:00 PM from May 1 thru September 30 of each year. Included along with the public water supply restrictions were rules that regulate the use of private also. Middleton was the second municipality in the state to adopt this type of private well regulations and the first to enact a Bylaw for water conservation purposes. The Town of Middleton actively enforced this bylaw in fiscal year 2009.

Subdivision construction and infrastructure improvements to the Town's water distribution system accounted for the installation of 5,068 linear feet of eight inch water main along with the addition of 7 fire hydrants in the past year. The Town's distribution system inventory now contains 33.1 miles of water mains, 398 fire hydrants, and 1,540 metered connections servicing approximately 5,068 residents with an average daily consumption of 549,177 gallons of water. This total is a decrease of 39,000 gal/day over the previous fiscal year's daily average.

The following is the amount of water purchased from the Town of Danvers:

<u>Month</u>	<u>Gallons Pumped</u>
July	13,421,560
August	12,138,000
September	41,086,208
October	11,862,750
November	8,600,250
December	26,926,155
January	7,803,884
February	5,930,144
March	24,801,436
April	6,782,116
May	6,832,232
June	34,264,893
<u>Total Water Purchased: 200,449,568 Gallons</u>	

SOLID WASTE/RECYCLING

The Middleton Transfer Station continues to run well and provide a very efficient waste disposal service to the residents of Middleton. This past year Middleton residents were responsible for recycling 735.00 tons of material and enabling the removal of 24 percent of all waste brought to the Transfer Station. Every ton of material recycled enables the Town to receive additional grant funds and also contributes to reduced waste disposal costs for residents. The increasing world demand for scrap metal enabled the Town to collect nearly \$11,000.00 for 124 tons of recycled household appliances and various iron products. The following is the amounts of resources that were either recycled or disposed at the transfer station during FY 2009:

Residential Trash	2,333-tons	Disposed
Plastics	48.36 tons	Recycled
Mixed Paper/Cardboard	280.90 tons	Recycled
Mixed Glass	42.04 tons	Recycled
Tires (1,442 ea.)	8.65 tons	Recycled
Christmas Trees (367 ea.)	5.87 tons	Composted
Waste Oil (1100 gallons)	9.10 tons	Recycled
Leaves and Brush	116 tons	Composted
Metals/White Goods	123.78 tons	Recycled
Aluminum/Tin Cans	9.65 tons	Recycled
CRT's/TV Monitors	35.50 tons	Recycled
Construction/Demolition Material	1.15 tons	Disposed
Used Clothing	54 tons	Recycled
Total Materials Disposed: 3,066 tons Total Materials Recycled: 735.00 ton = 24%		

GENERAL

Along with the various projects undertaken by the Department of Public Works, the following miscellaneous activities occurred:

- Annual Town Meeting approval allowed the acquisition of the following vehicles: a 2009 Ford 1-ton dump truck with plow attachment and a F250 Ford pickup with plow attachment.
- The Annual Town Meeting also approved the funding for engineering plans to build athletic fields on the landfill cap at the Transfer Station.
- The Essex County Correctional Facility supplied the community service inmates along with “boot camp” inmates to clean the litter on Town roads and illegal dumping areas on multiple occasions and also helped with the clean up operations after the third Annual Chief Wills Day event. The inmates also painted the entire exterior of the DPW Building.
- The Essex County Correctional Facility Graphic Arts students printed a number of separate mailings that the DPW and Memorial Hall sends out regularly to inform residents of important notices at little or no cost to the Town.
- The Lawrence Trial Court’s Community Services Program supplied crews on many occasions to maintain the Town’s cemeteries and to clean the Town beach as well as the perimeter of the Transfer Station. This included fall leaf removal at the Oakdale, Merriam, Flint and Old Fuller Cemeteries.
- DPW personnel continued with the ongoing work-safety program and attended various safety training seminars, CPR training and water certification courses.

The DPW Building received a cardiac defibrillator along with employee training from the Middleton Fire Department.

- The DPW personnel also spent much time involved with projects such as the fifth Annual Chief Wills Day, maintenance of the Middleton Canoe Launches on South Main Street and Peabody Street and the designated Stream Team park areas.

In conclusion, I would like to thank the Board of Selectmen, the Town Administrator, the Middleton Electric Light Department, the Middleton Police and Fire Departments, the staff at Memorial Hall, the many committees and volunteer groups in town, and the citizens of Middleton for their support and assistance in all matters that have affected the day to day operation of the DPW. These dedicated community spirited individuals and the support services they provide are what make Middleton a great place to live and work.

I commend the DPW office staff and the DPW personnel for the commitment and the sense of pride that they give to each and every assigned task. It has been my sincere pleasure to have worked alongside these talented and dedicated individuals this past year.

Respectfully Submitted,

Robert LaBossiere,
Superintendent of Public Works

MIDDLETON ELECTRIC LIGHT DEPARTMENT REPORT

Report from the May 12, 2009 Annual Town Meeting
Given by Kevin Kiley, Chairman, Electric Light Commission

At the 2008 Annual Town Meeting, I reported that the Board of Light Commissioners was investigating alternatives to address our future power needs. For almost 2 years we have been studying not only the viability but also the feasibility of building a so-called "Peaking Power Plant" near the existing substation on Sharpener's Pond Road. By definition, a Peaking Power Plant operates on a part-time basis, such as to handle the electrical load associated with air conditioning. The viability deals with the myriad of technical challenges the plant will present. The feasibility deals with the economics of the project. No final decisions have been made concerning this project.

On Wednesday, May 27, 2009, a meeting will be held with fifteen other municipal light departments to reaffirm their interest in purchasing power in excess of Middleton's needs. This is a key element in determining if the project moves forward. The project is totally transparent. Mr. Singer has attended several of the meetings and we have recently met with the Board of Selectmen. The commission usually meets on the second Thursday of the month at 5:00 p.m. and all are welcome.

We believe that the project will provide substantial benefits to our rate payers and to the taxpayers of Middleton. If the ultimate decision is made to proceed, a future Town Meeting action will be required.

Following the report, Mr. Kiley, on behalf of the Board of Light Commissioners and the staff and management of the Electric Light Department, presented Richard Kassiotis with a plaque in appreciation for his 18 years of dedicated service to the Middleton Electric Light Department and its rate payers as a commissioner from 1991 to 2009.

After a round of applause, Mr. Kassiotis thanked Mr. Kiley and the Board of Light Commissioners, the management and staff of the department, and the rate payers.

The Commonwealth of Massachusetts

Return

of the

Municipal Light Department of

the Town of Middleton

to the

Department of Public Utilities

of Massachusetts

For the Year ended December 31,

2009

Name of officer to whom correspondence should
be addressed regarding this report:

Official title: Manager

Mark T. Kelly

Office address: 197 North Main Street
Middleton, MA 01949

Form AC-19

TOTAL COST OF PLANT (Concluded)						
Line No.	Account (a)	Balance Beginning of Year (b)	Additions (c)	Retirements (d)	Adjustments (e)	Balance End of Year (g)
1	4. DISTRIBUTION PLANT					
2	360 Land and Land Rights	144,229				144,229
3	361 Structures and Improvements	9,859				9,859
4	362 Station Equipment	3,112,201	5,292			3,117,493
5	363 Storage Battery Equipment	2,220				2,220
6	364 Poles Towers and Fixtures	995,474	56,645	10,000		1,042,119
7	365 Overhead Conductors and Devices	2,567,653	177,182	10,000		2,734,835
8	366 Underground Conduit	150,636	25,166			175,802
9	367 Underground Conductors and Devices	2,970,802	95,533	3,000		3,063,335
10	368 Line Transformers	1,752,106	87,672	5,000		1,834,778
11	369 Services	496,470		1,000		495,470
12	370 Meters	688,059	7,802	1,000		694,861
13	371 Installations on Customer's Premises	7,455				7,455
14	372 Leased Prop on Customer's Premises	93,500				93,500
15	373 Streetlight and Signal Systems	597,790				597,790
16	Total Distribution Plant	13,588,454	478,748	30,000	0	14,037,202
17	5. GENERAL PLANT					
18	389 Land and Land Rights	179,800				179,800
19	390 Structures and Improvements	904,832				904,832
20	391 Office Furniture and Equipment	351,197	8,697	1,000		358,894
21	392 Transportation Equipment	1,252,392	27,248			1,279,640
22	393 Stores Equipment	33,322				33,322
23	394 Tools, Shop and Garage Equipment	270,702	3,810	1,000		273,512
24	395 Laboratory Equipment	16,868	30			16,898
25	396 Power Operated Equipment	6,742				6,742
26	397 Communication Equipment	70,166				70,166
27	398 Miscellaneous Equipment	26,573				26,573
28	399 Other Tangible Property	0				0
29	Total General Plant	3,112,594	39,785	2,000	0	3,150,379
30	Total Electric Plant in Service	16,784,487	518,533	32,000	0	17,271,020
31						
32						
33						
34						
The above figures should show the original cost of the existing property. In case any part of the property is sold or retired, the cost of such property should be deducted from the cost of the plant. The net cost of the property, less the land value, should be taken as a basis for figuring depreciation.		Total Cost of Electric Plant..... Less Cost of Land, Land Rights, Rights of Way..... Total Cost upon which Depreciation is based				
		17,271,020 327,323 16,943,697				

TOTAL COST OF PLANT - ELECTRIC							
Line No.	Account (a)	Balance Beginning of Year (b)	Additions (c)	Retirements (d)	Adjustments (e)	Transfers (f)	Balance End of Year (g)
1	C. Hydraulic Production Plant						
2	330 Land and Land Rights						
3	331 Structures and Improvements						
4	332 Reservoirs, Dams and Waterways						
5	333 Water Wheels, Turbines and Generators						
6	334 Accessory Electric Equipment						
7	335 Miscellaneous Power Plant Equipment						
8	336 Roads, Railroads and Bridges						
9	Total Hydraulic Production Plant	0	0	0	0	0	0
10	D. Other Production Plant						
11	340 Land and Land Rights						0
12	341 Structures and Improvements						
13	342 Fuel Holders, Producers and Accessories						
14	343 Prime Movers						
15	344 Generators						
16	345 Accessory Electric Equipment						
17	346 Miscellaneous Power Plant Equipment						
18	Total Other Production Plant	0	0	0	0	0	0
19	Total Production Plant	0	0	0	0	0	0
20	3. Transmission Plant						
21	350 Land and Land Rights	3,294					3,294
22	351 Clearing Land and Rights of Way						
23	352 Structures and Improvements						
24	353 Station Equipment						
25	354 Towers and Fixtures						
26	355 Poles and Fixtures	15,877					15,877
27	356 Overhead Conductors and Devices	64,268					64,268
28	357 Underground Conduit						
29	358 Underground Conductors and Devices						
30	359 Roads and Trails						
31	Total Transmission Plant	83,439	0	0	0	0	83,439

COMPARATIVE BALANCE SHEET Assets and Other Debits					
Line No.		Title of Account (a)	Balance Beginning of Year (b)	Balance End of Year (c)	Increase or (Decrease) (d)
1		UTILITY PLANT			
2	101	Utility Plant - Electric (P. 17)	8,396,382	8,421,198	24,816
3	101	Utility Plant - Gas (P. 20)			0
4					
5		Total Utility Plant	8,396,382	8,421,198	24,816
6					
7					
8					
9					
10					
11		FUND ACCOUNTS			
12	125	Sinking Funds			0
13	126	Depreciation Fund (P. 14)	2,647,387	2,027,173	(620,214)
14	128	Other Special Funds	5,397,836	5,843,217	445,381
15		Total Funds	8,045,223	7,870,390	(174,833)
16		CURRENT AND ACCRUED ASSETS			
17	131	Cash (P. 14)	0		0
18	132	Special Deposits	124,110	145,869	21,759
19	135	Working Funds	1,200	1,200	0
20	141	Notes Receivable			0
21	142	Customer Accounts Receivable	1,397,954	1,598,640	200,686
22	143	Other Accounts Receivable	88,971	60,665	(28,306)
23	146	Receivables from Municipality			0
24	151	Materials and Supplies (P. 14)	293,741	208,075	(85,666)
25					
26	165	Prepayments	421,017	192,307	(228,710)
27	174	Miscellaneous Current Assets	11,392	10,142	(1,250)
28		Total Current and Accrued Assets	2,338,385	2,216,898	(121,486)
29		DEFERRED DEBITS			
30	181	Unamortized Debt Discount			-
31	182	Extraordinary Property Losses			
32	185	Other Deferred Debits	145,780	145,780	0
33		Total Deferred Debits	145,780	145,780	0
34					
35		Total Assets and Other Debits	18,925,770	18,654,266	(271,504)

COMPARATIVE BALANCE SHEET Liabilities and Other Credits					
Line No.		Title of Account (a)	Balance Beginning of Year (b)	Balance End of Year (c)	Increase or (Decrease) (d)
1		APPROPRIATIONS			
2	201	Appropriations for Construction	0		0
3		SURPLUS			
4	205	Sinking Fund Reserves			0
5	206	Loans Repayment	2,424,500	2,424,500	0
6	207	Appropriations for Construction Repayments			0
7	208	Unappropriated Earned Surplus (P. 12)	9,624,607	9,617,393	(7,214)
8		Total Surplus	12,049,107	12,041,893	(7,214)
9		LONG TERM DEBT			
10	221	Bonds (P. 6)	95,000	0	(95,000)
11	231	Notes Payable (P. 7)			0
12		Total Bonds and Notes	95,000	0	(95,000)
13		CURRENT AND ACCRUED LIABILITIES			
14	232	Accounts Payable	2,133,073	1,700,079	(432,994)
15	234	Payables to Municipality			0
16	235	Customers' Deposits	124,109	138,720	14,611
17	236	Taxes Accrued			0
18	237	Interest Accrued	1,425	7,149	5,724
19	242	Miscellaneous Current and Accrued Liabilities			0
20		Total Current and Accrued Liabilities	2,258,607	1,845,948	(412,659)
21		DEFERRED CREDITS			
22	251	Unamortized Premium on Debt			0
23	252	Customer Advances for Construction			0
24	253	Other Deferred Credits	0	0	0
25		Total Deferred Credits	0	0	0
26		RESERVES			
27	260	Reserves for Uncollectible Accounts	20,413	29,770	9,357
28	261	Property Insurance Reserve			0
29	262	Injuries and Damages Reserves			0
30	263	Pensions and Benefits Reserves	127,839	136,799	8,960
31	265	Miscellaneous Operating Reserves	202,071	202,071	0
32		Total Reserves	350,323	368,640	18,317
33		CONTRIBUTIONS IN AID OF CONSTRUCTION			
34	271	Contributions in Aid of Construction	4,172,733	4,397,785	225,052
35		Total Liabilities and Other Credits	18,925,770	18,654,266	(271,504)

State below if any earning of the municipal lighting plant have been used for any purpose other than discharging indebtedness of the plant, the purpose for which used, and the amount thereof.

STATEMENT OF INCOME FOR THE YEAR			
Line No.	Account (a)	Current Year (b)	Increase or (Decrease) from Preceding Year (c)
1	OPERATING INCOME		
2	400 Operating Revenues (P. 37 and 43)	13,385,086	1,036,186
3	Operating Expenses:		
4	401 Operation Expense (p. 42 and 47)	12,621,704	750,607
5	402 Maintenance Expense	460,075	9,255
6	403 Depreciation Expense	493,715	18,976
7	407 Amortization of Property Losses		0
8			
9	408 Taxes (P. 49)		0
10	Total Operating Expenses	13,575,494	778,838
11	Operating Income	(190,408)	257,348
12	414 Other Utility Operating Income (P. 50)	0	0
13			
14	Total Operating Income	(190,408)	257,348
15	OTHER INCOME		
16	415 Income from Merchandising, Jobbing, and Contract Work (P. 51)	678	(6,992)
17	419 Interest Income	272,895	(56,935)
18	421 Miscellaneous Nonoperating Income (P. 21)	0	0
19	Total Other Income	273,573	(63,927)
20	Total Income	83,165	193,421
21	MISCELLANEOUS INCOME DEDUCTIONS		
22	425 Miscellaneous Amortization	0	0
23	426 Other Income Deductions	0	0
24	Total Income Deductions	0	0
25	Income Before Interest Charges	83,165	193,421
26	INTEREST CHARGES		
27	427 Interest on Bonds and Notes	0	(4,426)
28	428 Amortization of Debt Discount and Expense	0	0
29	429 Amortization of Premium on Debt - Credit	0	0
30	431 Other Interest Expense	0	0
31	432 Interest: Charged to Construction - Credit	0	0
32	Total Interest Charges	0	(4,426)
33	NET INCOME	83,165	197,847
EARNED SURPLUS			
Line No.	Account (a)	Debits (b)	Credits (c)
34	208 Unappropriated Earned Surplus (at beginning of period)		9,624,607
35			
36			
37	433 Balance Transferred from Income		83,165
38	434 Miscellaneous Credits to Surplus (P. 21)		11,200
39	435 Miscellaneous Debits to Surplus (P. 21)	1,579	
40	436 Appropriations of Surplus (P. 21)	100,000	
41	437 Surplus Applied to Depreciation		
42	208 Unappropriated Earned Surplus (at end of period)	9,617,393	
43			
44	TOTALS	9,718,972	9,718,972

ELECTRIC ENERGY ACCOUNT			
Report below the information called for concerning the disposition of electric energy generated, purchased and interchanged for the year.			
Line No.	Item (a)		Kilowatt-hours (b)
1	SOURCES OF ENERGY		
2	Generation		
3	Steam		
4	Nuclear		
5	Hydro		
6	Other		
7	Total Generation		0
8	Purchases		89,077,204
9	(In (gross)	0	
10	< Out (gross)	0	
11	(Net (Kwh)		10,909,090
12	(Received		
13	< Delivered		
14	(Net (Kwh)		0
15	TOTAL		99,986,294
16	DISPOSITION OF ENERGY		
17	Sales to ultimate consumers (including interdepartmental sales)		95,946,235
18	Sales for resale		539,948
19	Sales adjustment for change in timing of billing cycle		
20	Energy used by the company (excluding station use):		
21	Electric department only		105,996
22	Energy losses		
23	Transmission and conversion losses	3,394,115	
24	Distribution losses		
25	Unaccounted for losses		
26	Total energy losses		3,394,115
27	Energy losses as percent of total on line	3.39%	
28	TOTAL		99,986,294

MONTHLY PEAKS AND OUTPUT

1. Report hereunder the information called for pertaining to simultaneous peaks established monthly (in kilowatts) and monthly output (in kilowatt-hours) for the combined sources of electric energy of respondent.

2. Monthly peak col. (b) should be respondent's maximum kw load as measured by the sum of its coincidental net generation and purchase plus or minus net interchange, minus temporary deliveries (not interchange) of emergency power to another system. Monthly peak including such emergency deliveries should be shown in a footnote with a brief explanation

as to the nature of the emergency.

3. State type of monthly peak reading (instantaneous 15, 30, or 60 minutes integrated.)

4. Monthly output should be the sum of respondent's net generation and purchases plus or minus net interchange end plus or minus net transmission or wheeling. Total for the year should agree with line 15 above.

5. If the respondent has two or more power systems not physically connected, the information called for below should be furnished for each system.

Town of Middleton

Line No.	Month (a)	Monthly Peak					Monthly Output (kwh) (See Instr. 4) (g)
		Kilowatts (b)	Day of Week (c)	Day of Month (d)	Hour (e)	Type of Reading (f)	
29	January	15,725	Thursday	01/15/09	6:00 PM	60 min	8,958,246
30	February	15,276	Thursday	02/05/09	6:00 PM	60 min	7,598,749
31	March	14,532	Monday	03/02/09	7:00 PM	60 min	8,022,086
32	April	15,483	Tuesday	04/28/09	5:00 PM	60 min	7,407,274
33	May	16,364	Friday	05/22/09	4:00 PM	60 min	7,684,539
34	June	16,148	Friday	06/26/09	2:00 PM	60 min	7,928,294
35	July	20,598	Wednesday	07/29/09	3:00 PM	60 min	9,180,653
36	August	23,121	Tuesday	08/18/09	2:00 PM	60 min	10,371,758
37	September	15,085	Friday	09/04/09	4:00 PM	60 min	8,057,708
38	October	13,893	Tuesday	10/27/09	7:00 PM	60 min	7,902,916
39	November	14,584	Wednesday	11/04/09	6:00 PM	60 min	7,830,467
40	December	16,433	Thursday	12/17/09	6:00 PM	60 min	9,043,604
41						TOTAL	99,986,294

COMMUNITY PRESERVATION COMMITTEE REPORT

The voters of Middleton adopted the Community Preservation Act (CPA) with a 1% surcharge at Town Meeting in May 2004 and at the ballot on November 2, 2004. Through FY 2009, the adoption of the CPA has allowed Middleton to obtain \$ 487,826 in state funds to offset the cost of the projects listed below.

The Community Preservation Committee (CPC) was authorized by the Annual Town Meeting in May 2004 with the Town Moderator as the appointing authority. The members are:

Timothy Houten, Board of Selectmen, 2010
Robert Murphy, Master Plan Committee, 2009
Steven Cocciardi, Finance Committee, 2010
Chris Lindberg, Planning Board, 2009
Charles Collier, Housing Authority, 2011
Anne Delmarsh, Conservation Commission, 2010
Mary Tragert, Historical Commission, 2011
Mary Ann Erickson, Citizen-at-large, 2009
Kosta Prentakis, Citizen-at-large, 2011

The CPA requires at least 10% of each year's funds be spent or reserved for open space, historic preservation and affordable housing. CPA funds that are not expended in one year may be carried over to subsequent years. However, once CPA funds are reserved for a specific purpose, they must ultimately be used for that purpose. The remaining 70% of CPA funds in each fiscal year are available to be appropriated or reserved, according to the Town's discretion, for open space, historic preservation, affordable housing and recreation. Also 5% of annual CPA funds may be appropriated and used for administrative activities of the Community Preservation Committee.

The CPC is primarily a source of funding, rather than an initiator of projects. Town Boards, Departments and citizens may bring proposals for funding to the CPC. The CPC will give favorable consideration to those proposals that best meet our guidelines and goals. While the CPC does not have the power to appropriate funds for particular projects, Town Meeting may use CPA funds only with the recommendation of the CPC.

Goals:

Open Space:

1. Preserve Middleton's small town image
2. Protect valuable water resources and unique wildlife habitat areas
3. Increase and connect existing protected areas
4. Protect large tracts of undeveloped land

Recreation:

1. Provide for better recreational utilization of currently town owned land and facilities

2. Decentralize appropriate activities to neighborhood locations

Historic Preservation:

1. Preservation and enhancement of municipally owned properties of historical, archeological, architectural or cultural significance
2. Acquisition of threatened properties of particular historical, archeological, architectural or cultural significance
3. Encouraging the private sector to preserve assets of historical, archeological, architectural or cultural or cultural significance
4. Cataloguing resources of historical, archeological, architectural or cultural or cultural significance

Affordable Housing:

1. Meet local housing needs along the full range of incomes, while promoting diversity and stability of individuals and families in Middleton
2. Ensure that new affordable housing is harmonious with the community and its neighborhood
3. Leverage other public and private resources to the greatest extent possible.

Selection Criteria:

1. Consistency with Master Plan, Open Space and Recreation Plan and other planning documents that have or will receive wide community scrutiny and input
2. Preservation of currently owned Town assets
3. Affordability and provision for cost/funding that is compatible with the Town's financial plan
4. Preservation of a resource or opportunity that would otherwise be lost
5. Feasibility
6. Involvement of multiple CPA purposes
7. Involvement of multiple sources of funding
8. Compliance with Middleton Zoning By-laws

Adopted by the Community Preservation Committee on March 24, 2008

APPROVED PROJECTS

Project Name: Howe Manning Playground
Date of Approval: November 16, 2005
Type of Project: Recreation
Appropriation Amount & Type: \$46,200 CPA funds
Description: Construct new play-structure and improve fields
Property Owner: Town of Middleton
Site Address: 26 Central Street
Map/Lot: 25-137

Project Name: Town Common
Date of Approval: November 16, 2005
Type of Project: Open Space
Appropriation Amount & Type: Debt service on \$427,037 CPA funds and \$51,963 of state funds
Description: Purchase single family home with 1.4 acres to add to Town Common
Property Owner: Town of Middleton
Site Address: 17 Maple Street
Map/Lot: 25-118

Project Name: Tramp House
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$15,000 CPA funds
Description: To restore the interior and exterior of the 1878 Middleton Tramp House
Property Owner: Town of Middleton
Site Address: 38 Maple Street
Map/Lot: 25-168

Project Name: Memorial Hall and Old Town Hall
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$79,000 CPA funds
Description: To restore the exterior and interior of historic Town buildings
Property Owner: Town of Middleton
Site Address: 48 South Main Street and 38 Maple Street
Map/Lot: 25-80 and 25-168

Project Name: Town Record Preservation
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$30,500 CPA funds
Description: Preserve and organize the Town's permanent records in accordance with the Long-Range Historical Records Strategic Plan
Property Owner: Town of Middleton

Project Name: Town Common
Date of Approval: May 10, 2005
Type of Project: Open Space
Appropriation Amount & Type: \$15,000 CPA funds
Description: Demolish buildings on land acquired by the Town to be used to expand the Town Common and to re-grade, loam, and seed the area
Property Owner: Town of Middleton
Site Address: 17 Maple Street
Map/Lot: 25-118

Project Name: Flint Public Library
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$6,906,093 with CPA funds of 25% to 50% of annual CPA revenue to fund the debt service – for FY06 \$57,468, for FY07 \$62,500 and for FY08 \$63,750 of CPA funds were appropriated
Description: Renovate and expand library
Property Owner: Town of Middleton
Site Address: 1 South Main Street
Map/Lot: 25-122

Project Name: Old Town Hall
Date of Approval: May 9, 2006
Type of Project: Historic Preservation
Appropriation Amount & Type: \$40,000 CPA funds
Description: To restore the exterior and interior of historic Town building
Property Owner: Town of Middleton
Site Address: 38 Maple Street
Map/Lot: 25-168

Project Name: Flint Public Library
Date of Approval: December 5, 2006
Type of Project: Historic Preservation
Appropriation Amount & Type: \$62,500 of CPA funds toward project deficit
Description: Renovate and expand library
Property Owner: Town of Middleton
Site Address: 1 South Main Street
Map/Lot: 25-122

Project Name: Old Town Hall
Date of Approval: May 8, 2007
Type of Project: Historic Preservation
Appropriation Amount & Type: \$45,000 CPA funds
Description: To restore the exterior historic Town building
Property Owner: Town of Middleton
Site Address: 38 Maple Street

Map/Lot: 25-168

Project Name: Emily Maher Park

Date of Approval: May 8, 2007

Type of Project: Recreation

Appropriation Amount & Type: \$12,000 CPA funds

Description: Rubber mulch surfaces for tot playground

Property Owner: Town of Middleton

Site Address: 11 Natsue Way

Map/Lot: 32-10

Project Name: Stained glass windows at Flint Public Library

Date of Approval: May 8, 2007

Type of Project: Historic Preservation

Appropriation Amount & Type: \$17,000 of CPA funds

Description: Prerestoration for stained glass windows

Property Owner: Town of Middleton

Site Address: 1 South Main Street

Map/Lot: 25-122

Project Name: Stained glass windows at Flint Public Library

Date of Approval: May 13, 2008

Type of Project: Historic Preservation

Appropriation Amount & Type: \$102,000 of CPA funds from unused FY 2006 (\$57,468) and FY 2007 (\$44,532) Flint Public Library debt service appropriation

Description: Restoration for stained glass windows

Property Owner: Town of Middleton

Site Address: 1 South Main Street

Map/Lot: 25-122

Project Name: Playground structure for Town Common

Date of Approval: May 13, 2008

Type of Project: Recreation

Appropriation Amount & Type: \$25,000 of CPA funds

Description: Playground structure

Property Owner: Town of Middleton

Site Address: 48 South Main Street

Map/Lot: 25-80

Project Name: Landfill reuse

Date of Approval: May 13, 2008

Type of Project: Recreation

Appropriation Amount & Type: \$25,000 of CPA funds

Description: Plans and permitting for capped landfill at Emily Maher Park

Property Owner: Town of Middleton

Site Address: 11 Natsue Way

Map/Lot: 32-10

Project Name: Memorial Hall and Old Town Hall

Date of Approval: May 13, 2008

Type of Project: Historic Preservation

Appropriation Amount & Type: \$115,000 of CPA funds

Description: Exterior and interior repairs

Property Owner: Town of Middleton

Site Address: 48 South Main Street and 38 Maple Street

Map/Lot: 25-80 and 25-168

COMMUNITY PRESERVATION ACT SPENDING BY CATEGORY										TOTAL	
										ADMIN	
										AFFORDABLE HOUSING	
										HISTORIC PRESERVATION	
										OPEN SPACE	
										RECREATION	
										FY05	
HM fields at 11/16/05 STM (REC)										\$ 46,035	
FY06											
Debt service on Town Common land purchase 11/16/05 STM (OS)										\$ 55,000	
CPC admin budget											\$ -
Tramp House restoration 5/10/05 ATM (HP)										\$ 15,000	
Memorial Hall & Old Town Hall restoration 5/10/05 ATM (HP)										\$ 79,000	
Demolition on Town Common land purchase 5/10/05 ATM (OS)										\$ 14,823	
Town records project 5/10/05 ATM (HP)										\$ 30,500	
Flint Public Library renovation & expansion 5/10/05 ATM (HP)										\$ 57,468	
FY07											
Debt service on Town Common land purchase 11/16/05 STM (OS)										\$ 55,500	
Flint Public Library renovation & expansion 5/10/05 ATM (HP)										\$ 62,500	\$ 953
CPC admin budget											
Old Town Hall ATM 5/9/06 (HP)										\$ 40,000	
FLint Public Library deficit STM 12/5/06 (HP)										\$ 62,500	
FY08											
Debt service on Town Common land purchase 11/16/05 STM (OS)										\$ 60,000	
Flint Public Library renovation & expansion 5/10/05 ATM (HP)										\$ 63,750	
Improvements to ballfields and Emily Maher Park (Recreation)										\$ 12,000	
Exterior work Old Town Hall (Historic Preservation)										\$ 45,000	
Prerestoration services for Flint stained glass windows (Hist Preserve)										\$ 17,000	
CPC admin budget											\$ 956
FY09											
Debt service on Town Common land purchase 11/16/05 STM (OS)										\$ 60,500	
Flint Public Library renovation & expansion 5/10/05 ATM (HP)										\$ 54,125	
Landfill athletic field design (REC)										\$ 25,000	
Memorial Hall field playground (REC)										\$ 25,000	
Memorial Hall and Old Town Hall (HP)										\$ 115,000	
CPC admin budget											\$ 1,000
FY10											
Debt service on Town Common land purchase 11/16/05 STM (OS)										\$ 58,400	
Flint Public Library renovation & expansion 5/10/05 ATM (HP)										\$ 43,650	
CPC admin budget											\$ 1,000
											\$ 3,909
										\$ 700,316	\$ 1,101,660
										\$ 108,035	\$ -
										9.8%	0.0%
										\$ 289,400	63.6%
										26.3%	0.4%

	ANTICIPATED REVENUE	OPEN SPACE RESERVE	HISTORIC PRESERV RESERVE	AFFDBLE HOUSING RESERVE	FUND BALANCE	TOTAL AVAILABLE CPA FUNDS	PROJECT TOTAL
6/30/08 balances		\$ 4,997	\$ 4,997	\$ 89,465	\$ 54,528	\$ 153,987	
				RECEIVABLE	\$ (2,823)		
				CASH BALANCE	\$ 51,705		
FY09							
FY09 anticipated Town share	\$ 132,000						
FY09 state match based on 67% of FY08	\$ 92,136						
	\$ 224,136	21,400	\$ 21,400	\$ 21,400	\$ 159,936		
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ (23,119)	\$ (23,119)		\$ (37,381)		\$ 60,500
Flint Public Library renovation & expansion 5/10/05 ATM (HP)					\$ (31,006)		\$ 54,125
Reallocate \$102,000 from FY06 and FY07 from Flint debt service to stained glass window restoration (HP)							
Landfill athletic field design (REC)					\$ (25,000)		\$ 25,000
Memorial Hall field playground (REC)					\$ (25,000)		\$ 25,000
Memorial Hall and Old Town Hall (HP)					\$ (115,000)		\$ 115,000
CPC admin budget					\$ (1,000)		\$ 1,000
Interest earned		\$ -	\$ -	\$ -	\$ -		
Unused appropriations							
6/30/09 balances		\$ 3,278	\$ 3,278	\$ 110,865	\$ (19,923)	\$ 97,498	
FY10							
FY10 anticipated Town share	\$ 135,000						
FY10 state match based on 30% of FY09	\$ 39,600						
	\$ 174,600	18,931	\$ 18,931	\$ 18,931	\$ 97,884		
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ (22,209)			\$ (36,191)		\$ 58,400
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ (22,209)		\$ (21,441)		\$ 43,650
CPC admin budget					\$ (1,000)		\$ 1,000
Interest earned		\$ -	\$ -	\$ -	\$ -		
Unused appropriations							
6/30/09 balances		\$ (0)	\$ (0)	\$ 129,796	\$ 19,329	\$ 149,125	

CONSERVATION COMMISSION REPORT FOR FY2009

The Massachusetts Wetland Protection Act (WPA), which we administer, is ever more important for the protection of our groundwater, swamps, marshes, bogs, streams, river, lakes, and ponds. We review the plans of all proposed work planned within 100-ft. of wetlands, vernal pools and within 200-ft. of the Ipswich River and all other perennially flowing tributary streams. An OC permit (Order of Conditions) must be obtained before proceeding with any work. Wetlands cannot be filled or altered except to provide access to back uplands and then only if there were no alternative with a permit. In such cases a new wetland of the same area that was altered must be replicated in close proximity of the area lost. Please see our web page by going to <http://www.townofmiddleton.org/> and clicking on Boards and Committees. Contact our office for a two-page informational sheet describing our responsibilities in even more detail.

This year we say good bye to a wonderful commissioner and chairman, Fred Zackon, we thank him for his tremendous service. The Board of Selectmen appoints commissioners. If you are interested in serving as a commissioner, please contact us. Also this year, Mr. Pike Messenger, former conservation agent, was able to retire and continues to be involved with the commission and town. We thank him for his wonderful service and continued help. Michèle Grenier, PWS, CWS, is now Middleton's Conservation Agent. We also thank Joan Caulfield, who retired in 2009 as our recording secretary. Over the years Joan has assisted the commission and town in the office and board work including recording and drafting minutes. Joan was also instrumental in getting started the new database software the commission purchased to input all permit application information and also used to prepare all permits to be issued to applicants. Michèle now manages this database. Mary Jane Morin is now the commissions recording secretary and we welcome Mary Jane to the commission.

The Town of Middleton Heath and Conservation Departments worked together along with several volunteers to produce the booklet for residents titled "Hiking for Health & History in Middleton. The book contains, along with Natural Resource and Cultural History, a compilation of hiking trails and canoe trips that travel through beautiful areas of Middleton. You will also find important and informative public health information that will increase your awareness of Lyme disease, West Nile virus, flu and more.

The commission worked with Riverview Industrial Park LLC to acquire a conservation restriction on 39 acres located near the transfer station abutting the Industrial park. Conservation restrictions prevent further work on land and development of land, preserving it for walking and for wildlife. A map of this trail is included in the hiking booklet previously described above.

As part of administering the WPA regulations, 310 CMR 10.00, of the Wetland Protection Act, in FY year 2009 the commission:

Held 10 public meetings. (This does not include site visits prior those meetings or meetings with other boards on conservation business.)

Heard 4 Requests for Determination. Such hearings review plans of work near wetlands to determine if the proposed projects might affect the wetlands. If there is that possibility an application with more information called a Notice of Intent is required.

Reviewed and heard 17 Notice of Intent applications for work planned within 100-ft. of wetlands and 200-ft. from perennial streams and river. Issued 15 Orders of Conditions permitting, or in two cases denying the projects. Conditions are specified in each order to protect nearby wetlands during and after completion, e.g. hay bales, grading requirements, stone riprap, groundcover, etc.

Heard 7 requests to extend Orders of Conditions after the three-year expiration time.

Heard 4 requests to amend Orders of Conditions. These are usually for minor changes in the planned development or house building.

Reviewed 7 Abbreviated Notices of Resource Area Delineation (ANRAD) applications. Issued 3 Orders of Resource Area Delineation approvals. The applicant asks that his/her flagged and surveyed wetland edge lines on plans be approved. Our agent checks and recommends approval or required changes to us.

Made over 130 site visits. These were mostly done by our agent in the daily performance of her duties.

Issued four enforcement orders for a serious violation of a wetland alteration or a violation of an Order of Conditions. Issued 3 cease and desist letters for violations in the buffer zone (land within 100-ft. of wetlands). Most violations are minor and are handled by explaining the rules along with instructions to correction the problem.

One of the best ways to protect wildlife habit is to obtain ownership of land or obtain conservation restrictions on it. Master Planners, Selectmen, Conservation Commissioners and the Essex County Greenbelt Association have teamed up over the past few years to obtain important riverfront habitat. The Town owns the land while Greenbelt holds the conservation restriction on it

As far as water conservation is concerned, the relatively small impact in town continue to be the beavers. We keep a map of their dams and lodges since beaver activity resumed here in 1995. There are 30 dams we know of shown. They are holding water in the watershed longer and drastically changing the landscape. Their impoundments have altered and are changing hundreds of acres of woods, and especially red maple and Atlantic white cedars in what were once periodically more or less dry swamps. These are species that thrive in wet areas, but can only take so much continuous immersion. The trees often die and water tolerant bushes and herbaceous plants take their place when the shade is gone. These impoundments become "beaver meadows", rich, very different wildlife habitats. So far we've decided to "Leave it to Beaver." They don't apply for permits. If for reasons of health and safety beavers affect humans, action may be taken against them after applying for permission to the Board of Health and in some cases the Conservation Commission.

The Conservation Commission/Council on Aging Friday morning hiking program continues. From early April to the end of November the group meets in the rear of Angelica's Parking lot at 7:55.

Hikers then car pool to the starting point for a 2-hour woodland walk. You are welcome; join the group by showing up.

Please contact us with your questions and complaints. The town while relatively small has over 9000 acres of land, about a third of that is wetland. We can't keep our eyes on it all. We need your help especially in this boom time.

Respectfully,

Dennis "Skip" Milotzky, Chairman, Ann Delmarsh,

Michael Sliney, Roger Talbot

THE FLINT PUBLIC LIBRARY FY2009 REPORT

FY2009 was a wonderful year for the Flint Public Library. As ever, Trustees, Director, Staff, and Friends worked hard to bring to the citizens of Middleton quality library services and programs in a gracious and welcoming atmosphere. In pursuit of that goal, we moved back to the historic building on the Square. Looking back through that year is truly a journey through time; in upheavals and sheer differences, it seems long ago, even from today. The sections below contain some of the highlights.

The Building and The Move

Early in the fiscal year, as the building neared completion, construction meetings continued, every other Monday. The Construction Committee included the project architect, the owner's project manager and the clerk of the works (field representative), the general contractor and the project construction manager, as well as Town Administrator Ira Singer, Library Building Committee members Roger LeMay and George Dow, Sr., and Library Director Adele Carter. The punch list was developed and monetized. Thanks to the Community Preservation Committee and to the Town's acceptance of a warrant article the previous year, the stained glass windows were able to be removed, cleaned, releaded, and reinstalled by Serpentino Stained Glass of Needham. (At the grand opening in November, the artisan responsible for the work was available to explain that process and answer questions.)

The Director delivered construction updates to the Rotary and Kiwanis Clubs, to the Board of Trade, to the public via Joe Cotter's radio program on WBMT and via other media outlets, and to anyone else who invited her.

New furniture was purchased and installed; old furniture was refinished by the Stephens Company of Middleton (principals, Maurice and Eric Stephens). Steel shelving was purchased and installed, followed a few months later by wooden canopies and end panels.

The move from 4 Lookout Lane back to 1 South Main Street officially began at the end of September, with the relocation of our lifeline to the wide-area network known as the Merrimack Valley Library Consortium (MVLC). With that move, we closed the Library to the public and began inventory and set-up in Middleton's new public library. Dan Lemieux, our landlord at 4 Lookout Lane, temporary site of the Library throughout construction, proved his generosity yet again by allowing us much more than a month to move our fittings completely out of his building. On October 31, network deliveries of our patrons' requested materials began to be accepted at 1 South Main, and we were ready to be back in business. But there were construction glitches, and we weren't actually able to open our doors as a library until mid-November.

Too many volunteers to name individually were exceedingly helpful in packing, unpacking, inventorying, and placing materials on the new shelves. That major volunteer effort was followed by others: those surrounding the program of the official grand opening ceremony and celebration and the training of docents for the anticipated tour requirements. Great thanks, as always, to the Library's many Friends in the Middleton community – and especially to the Curvey family (Jeffrey, Carol, Brielle, Dylan, and Brenna), who funded a wonderful volunteer thank-you brunch on the last day of February.

The Re-Dedication and Grand Opening took place on Saturday, November 8, "to commemorate and honor those who built our original structure and dedicated it in early November of 1891" (*my words at the ceremony*). So, early November it had to be for the re-dedication ceremony. The building, however, was not quite ready. Most was able to be completed by mid-November, so

we opened to the public on November 17th. Indeed, a few items outstanding on the punch list and items covered by warranty continue to be addressed.

Into 2009, we were a work in progress. The tower clock, for example, was cleaned and repaired. Window filming to cut glare and protect against ultraviolet rays was installed where necessary. An anonymous donor contributed a CCTV for the visually impaired. Pattiann Bamos developed a landscaping plan and put into place major elements of it. In January, new computer equipment was installed. For public and staff, computers are 23 in number, including two iMacs, as well as high-speed laser and color inkjet printers. All computers are served by a machine in the Tech Room. The plan was conceived by the Tri-Town School Department's Michael McLaughlin, who was an enormous help to the project in his spare time. Thank you, Michael! Many thanks, too, to Friend of the Flint Secretary Ann Noyes, who erected a beautiful and functional new FPL Website and continues to be its guru.

Informational tours of the new Flint Public Library continue – to Middleton department heads and other community leaders, librarians from other communities, reporters, Board of Trade members, Boy and Girl Scouts, schoolchildren, donors, and many Middleton citizens.

The Services

Because we were closed for six weeks in October and November, our statistics – which follow this report graphically – are skewed. Consider instead that, by the end of our first year in the new building (December 2008 to December 2009), our new library card numbers increased by 125%, and circulation and attendance were up by more than 40%. With “official” meeting rooms in the new building, meeting statistics, of course, were up -- by 75%, from use in the “old building”. Meeting room numbers, incidentally, are for half the year only. Although first-use honors went to Fire Department Lt. Doug LeColst, EMS Coordinator, for CPR training in December, official scheduling didn't begin until January of 2009.

Best of all was the anecdotal evidence that Middleton citizens are pleased and proud of their new facility; these are some of their remarkable statements: “I've lived in Town for more than 40 years and never been here before.” “I haven't had a card since I was in grade school.” Mostly, remarks like these were preceded by “Wow! This is beautiful.” and followed by “How can I get a library card?”

Of the Library's educational and recreational programs for the community, the following are representative: book discussions by children and adults (separately), bread baking, interviews and resumes, safety, Abraham Lincoln, caring for aging parents, puppetry, yoga, dance, manners, insects, duct tape, and the annual Holiday Open House. Children's programs during school vacations (including summertime) are apt to have well over 150 attendees. It's wonderful to have the space to host so many. For program support, special thanks to the Middleton Cultural Council and the Friends of the Flint -- especially to the Curvey family -- and to the bakers who have met the Flint's several needs this year.

Very important to Library patrons is the Flint's membership in the networked system of the Merrimack Valley Library Consortium (MVLC). With the exception of the most popular items (like bestsellers), MVLC's access to materials in all formats in 36 member libraries allows Middleton patrons to request and receive within a few days just about anything a public library can supply. Those requests can be made in person, by phone, or online. Notice of items being held at the Library can also be sent online. Library patrons who are listeners often download audiobooks to their iPods or MP3 players via the MVLC's Overdrive service. Please inquire about services when next you visit the Flint.

The People

The Board of Library Trustees this year remained unchanged. During Board Re-Organization, Trustees voted to retain current officers Lois Lane Gianni (Chair), Mary Ann Erickson (Treasurer), and Brenda Kirwan (Secretary). Fulfilling one of their major responsibilities, Trustees this year wrote a number of new policies, several of which have been posted to the FPL Website, at www.flintlibrary.org/librarypolicies.html. Included in the postings are policies governing the use of the meeting room, exhibits and displays, gifts and donations, museum passes, and rules of conduct on Library property. In addition, the Trustees hosted December's Volunteer and Staff Luncheons.

FY2009 saw a couple of additions to Flint Library personnel. Tony Albano and Gary Cote have joined the staff as part-time maintenance managers and custodians. To provide for the comfort and safety of all, the new building has new, complex, state-of-the-art systems. Tony and Gary arrived at the Flint with appropriate experience.

Lisa Vitakunis, who delivered materials to those unable to come to the library last year, moved to Pennsylvania. Taking on that effort this year were two sets of volunteers, during different months: Michelle and Miranda Dearborn and Annie and Katie Wilton. These outstanding volunteers made over 100 visits to shut-ins in FY2009.

Volunteerism is strong at the Flint. Adults of all ages regularly help with clerical work, recycling, and other library programs. Longstanding volunteers include Peg Brown, Trudy Dearborn, Helen Dowling, Dorothea Faulkner, Gerry Guyer, Nancy Karolides, Ethel Lee, Alan Piccole, Barbara Shapiro, Jody Shea, and Frank Twiss. We mourn the passing of Marge Watson.

Never to be overlooked, of course, are the numerous Friends of the Flint who help out with programs, goodies, and advocacy. The Friends of the Flint Public Library are a group of Flint Public Library patrons who regularly sponsor and support projects that extend beyond the ordinary scope of the library budget. Led by Officers Shirley Raynard, Annie Wilton, Ann Noyes, and Bernadette Powers, the Friends worked hard this year towards continuing to build the capital budget and in programming for all ages. One factoid of which the Friends are justifiably proud concerns the \$15,750 the Museum Pass Program saved Middleton residents this year. Also in FY2009, proceeds from a successful quilt raffle (donated by the quilters) joined the capital campaign. Trustee and Friend Lois Gianni managed The Brick Project, a very successful fundraiser for the capital campaign. Current and past membership chairs Leslie Musiak, Katie Wilton, and Annie Wilton have accomplished business membership drives that grow every year. And an anonymous special-purpose donation was received for the purchase of the bike rack that now resides across the parking lot, on the edge of the Ben Richardson Park. Many, many thanks to all of our donors and volunteers! The Director and Staff of the Flint feel blessed in your commitment and caring.

Professional Activities

This year, Adele Carter took part in the following: Read across America at the Fuller Meadow School; training for Disaster Recovery Centers, by FEMA, MEMA, and the MBLC (with Fire Chief Frank Twiss); the Commonwealth's Contract and Comm-PASS Educational Session; a 2-day Connectivity Summit, by the Gates Foundation (with Town Administrator Ira Singer); and FEMA's National Incident Management System training (certified). She attended the Library Legislative Breakfast (with Lois Gianni and Shirley Raynard, at the Beverly Public Library) and Library Legislative Day on Beacon Hill (with Lois Gianni and Brenda Kirwan, where they met with Senator Bruce Tarr and Representatives Brad Hill and Brad Jones). She also served on Middleton's

Safety Committee (with MIIA), the Flint Library Building and Construction Committees, and the Executive Committee of the Merrimack Valley Library Consortium, where she served as Vice-President/President-Elect.

Also in FY2009, Assistant Director Judy Gallerie and Circulation Head Claudia Johnson attended a Basic Library Techniques workshop on materials selection.

Special thanks and kudos from this Library Director to a wonderful Staff and Board. Next year, we all look forward to completing the front stairs (to Code) and opening the front door onto Middleton Square!

Respectfully submitted,

Adele Carter

Flint Public Library

Trustees

Lois Lane Gianni, Chair
Brenda Kirwan, Secretary
Mary Ann Erickson, Treasurer
Sonja Nathan Bradstreet
Mary Tragert Toropov

Director

Adela B. Carter

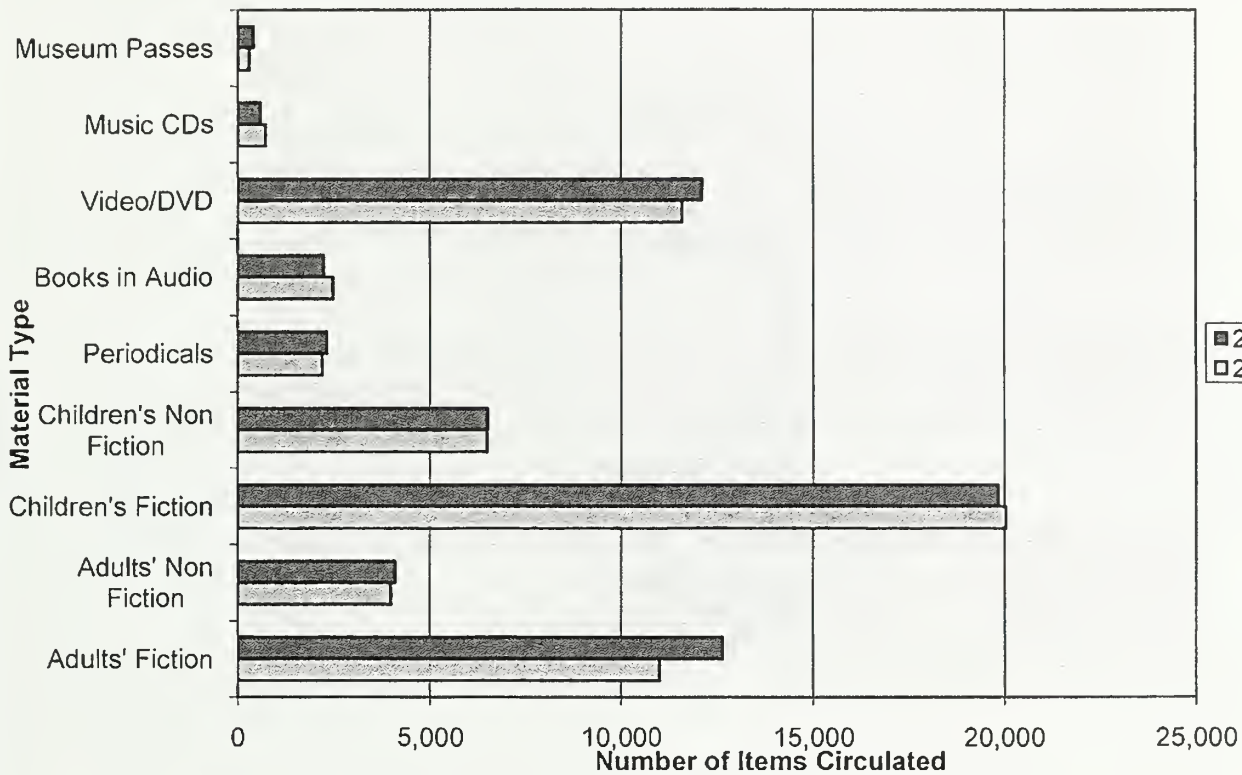
Staff

Anthony Albano
Gary Cote
Judy Gallerie, *Assistant Director*
Sarah Haywood
Claudia Johnson
Loretta Swift Johnson
Elizabeth MacGregor
Lisa Rundquist

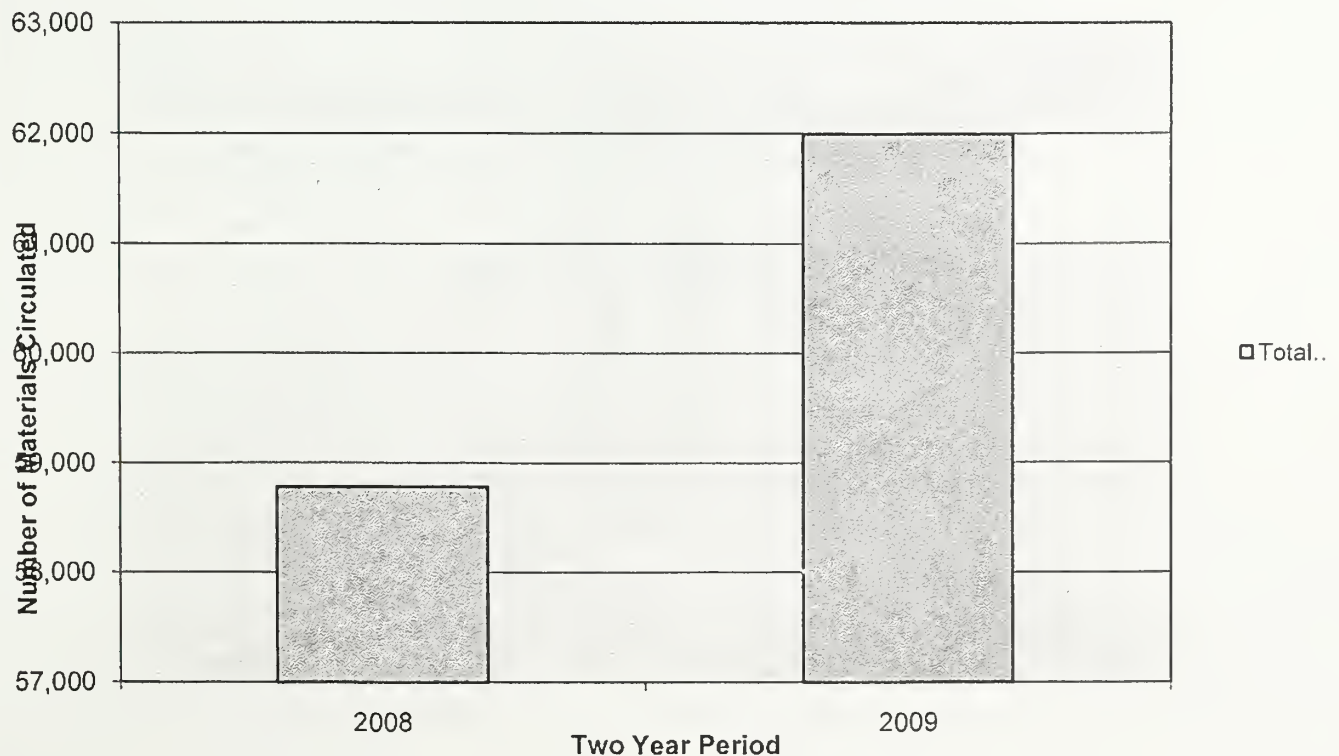
Christopher Gravallese
Justin Liberti
Alexi Prentakis

Increased Level of Activity and Service at the Flint FY2008-FY2009

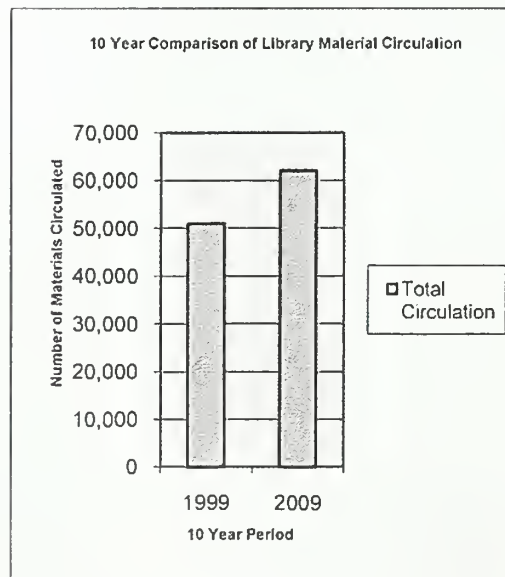
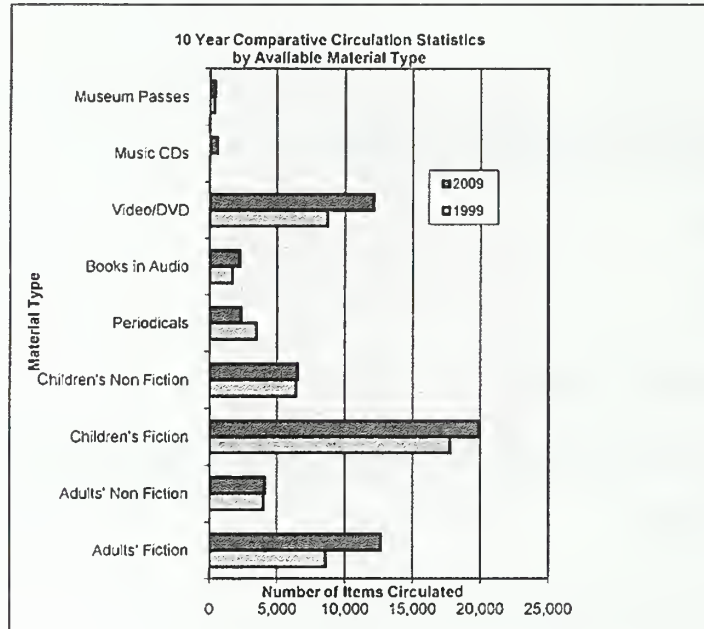
Comparison of Circulation Statistics for Last Two Years



Two Year Comparison of Library Material Circulation



Increased Level of Activity and Service at the Flint Shown over a 10-Year Period



RECREATION COMMISSION

The Middleton Recreation Commission enjoys serving the residents of Middleton. We strive to provide a variety of new fun-filled events as well as some old favorites for children and parents.

The park program held at the Howe Manning field had another activity-filled year for the children of Middleton. Over 450 kids registered for the park program. Janet Bilicki our Park Program Director, along with her staff managed kids over the six-week program running from July 6th until August 14th. Canopies provided much needed shade for the extremely sunny days down at the park.

The Pumpkin Festival is another event the Recreation Commission has fun being involved in. The pumpkin-carving night, held annually the Friday night before the haunted hay ride, and other festival activities were well attended. The carved pumpkins the children create appear on Pumpkin Row. We handed out safe-carving tools, candy bars, munchkins and cider to the children for carving their masterpieces. Over 400 pumpkins were provided. The Boy Scouts were instrumental in placing the candles to make the pumpkins into jack-o-lanterns for Pumpkin Row.

Another family favorite is the annual holiday party held in December at the Fuller Meadow School. Once again Santa was a great hit with the children. Jeannie Mack provided the children with music for singing and dancing. This year we had face painting that was very popular, and our craft table kept the children busy while they were waiting to see Santa. As always Tonnelli's pizza and Richardson's ice cream were a great combination. All the children got to tell Santa their Christmas wishes, and they all received an early Christmas gift. A special thanks goes to our Santa and his helpers--without them the day would not be complete.

We continue to offer the ever-popular Learn to Swim Program. Both our winter and summer swim programs have been a great success. The Danvers Y.M.C.A. continues to provide this great program to the Town. The program runs for eight weeks for children from preschool to 12 years of age. There were 180 children who participated in the program in the summer. After their lesson they can take advantage of the free swim offered in the afternoon.

Throughout each season the Recreation Commission provides a variety of events. At the start of the year, in what has become a very popular event, the Recreation Commission took in a Bruins Game versus the Montreal Canadians in the Promenade Suite at the Boston Garden, with appetizers and a souvenir being provided to those who attended. Additionally, we splashed at Coco Key and bowled at Metro Bowl in Peabody. In the Spring we provided family adventures to over 180 people in such events as bouncing around at Pump it Up and catching a movie and lunch at Chunky's.

The summer months are our most popular time. We start the season off with the annual Chief Wills Day Parade on River Street from Northwoods Road to Natsue Way. Rolling down River Street there is a band, characters, the Grand Marshall, fire trucks, old cars and decorated

floats and bikes with prizes at the end. In addition to the old favorites of Water Country and the Town Picnic at Canobie Lake Park, we sold tickets to Six Flags New England, had a bus trip to see the New England Revolution at Gillette Stadium, and took in a game of the Minor League Affiliates of the Boston Red Sox, the Lowell Spinners. These summer events served nearly 800 people. A new Middleton summer tradition has been started by the Recreation Commission, the family campout and movie. For 31 families this year, we provided a movie shown under stars on a large inflated screen, the makings of smores to cook over a grill, and coffee and donuts in the morning. All the families had to bring was their camping gear and tent.

The winter break week we provided a variety of events for people not traveling during the holidays--Roller Skating at Roller Palace, a day of fun at the Bostonville Grille, and a movie and lunch at Chunky's. These events were attended by 180 people.

In closing, the Recreation Department members are always looking for new and wonderful ideas. Please feel free to contact any board member with your suggestions or comments. You may contact us at middrec@townofmiddleton.org. We do want to thank all those who help support these many activities. We look forward to another successful year with many new events to be added. Please make sure to check out our website www.middletonma.virtualltownhall.net

Recreation Commission Members
Amie Galuszewski, Chairperson
Sonja Nathan-Bradstreet
Brian Dillon
Stacy Fallon
Betsy Mahoney
Steve McHugh, Treasurer
Gary Marshall, Fields Coordinator

HISTORICAL COMMISSION

The Middleton Historical Commission has many responsibilities to the residents of the Town of Middleton, including:

- community-wide historic preservation planning
- compiling inventory forms for historical areas, historical buildings, historical objects, burial grounds, historical bridges, and historical structures
- researching and applying for survey and planning grants when available through the Massachusetts Historical Commission and restoration and rehabilitation grants for municipal properties when available through the Massachusetts Preservation Projects Fund
- responding to inquiries from the Massachusetts Historical Commission or state or federal agencies on proposed "state or federally involved" projects in Middleton that may impact historical or archaeological resources
- fostering and publicizing the importance of the preservation of Middleton's historic resources
- advising elected officials and other municipal boards on historic preservation issues
- adherence to Middleton's demolition delay bylaw and researching and recommending alternatives to the demolition of historic resources
- researching and recommending new or changed local bylaws to better protect historic resources

The Middleton Historical Commission is pleased to submit this annual report to the citizens of the Town of Middleton for Fiscal Year 2009:

Preliminary work is being done to place Old Town Hall and the Tramp House behind it on the National Register of Historic Places. We have also been busy with the preliminary work to update the inventories of Middleton historic homes and areas. We are in the early stages of creating a preservation and adaptive reuse plan for the South Middleton Train Depot.

We are pleased to report that with the assistance of the Public Works Department, the Merriam Cemetery, the Old Fuller Burying Ground, and the Elliot Cemetery have been maintained on a regular basis. We have purchased a bronze plaque to be placed at the entrance of the Merriam Cemetery.

Respectfully Submitted,

Sarah George, Chairman
Mary Tragert, Clerk
William Kelley
Sandra Anastasi
John O'Connor

MASCONOMET REGIONAL SCHOOL COMMITTEE

To the Citizens of Boxford, Middleton, and Topsfield

Based upon the continuing financial challenges facing the Commonwealth and the Tri-Towns, our FY 2009 (and indeed the 2010 and 2011) priorities have focused upon maintaining our collective long-term investment in the programs and capabilities of the district, within a very lean level services budget. It is only by virtue of past efficiencies developed through outsourcing of non-core functions, reorganization of departments and other administrative innovations that Masconomet can maintain its services to students, within the budget guidance provided by the member towns. We have recognized that the district has continuing challenges regarding class size in key areas, aging technology, high fees and elective course availability that is more limited than in the past; we look forward to addressing these challenges at the earliest possible moment in partnership with our member towns and contributing organizations.

District Vision

The Masconomet Regional School District provides a challenging and supportive educational environment for all students that:

- Maximizes opportunities for intellectual, personal and physical development
- Builds character
- Promotes learning as a lifelong pursuit
- Encourages individuals to become contributing community members, locally, nationally, and globally

Given the financial constraints we face, Masconomet is focused upon the following two District goals:

MCAS:

We will ensure that students in grades 7, 8, and 10 meet the performance requirements mandated by No Child Left Behind (NCLB), and generate an annual proficiency index of 100, by 2014, on the current battery of MCAS tests. Results from testing done in the spring of 2009 indicate that Masconomet students are currently exceeding the goals listed above.

Student Engagement:

We will increase the number of students exhibiting successful educational, social, and health/wellness engagement behaviors, all of which support the drive towards a graduation rate of 100 percent. Masconomet's broad program of athletics, co-curricular activities, community service requirements, internship offerings, and student support services support this initiative. A review of 2009 records indicates declines in both academic probation and the dropout rate. In addition to the many student clubs and organizations at Masconomet, approximately 470 students participate in athletics each season.

In addition to these two primary goals, the Masconomet District has three other initiatives that we believe are critical to the success of our students:

Global Education:

Global Education and 21st Century Skills are imperative for any school district hoping to prepare students for life and work in the decades ahead. Masconomet has embraced this challenge with a deep philosophical commitment and a host of supporting activities, within the resources available. The High School has initiated a Global Competency Diploma which will be available to the class of 2013; we anticipate that this will both differentiate Masconomet graduates and provide key skills to interested students.

Ethical Literacy

Closely tied to the Global Education program is an initiative to promote the values of ethics in the school community. Global Ethics is also referred to as “global literacy” because of the common, worldwide moral framework of honesty, responsibility, fairness and compassion published by the Institute for Global Ethics. Masconomet’s initiative is facilitated by a steering committee that includes the Tri-Town Council, Masconomet principals and superintendent, and a school committee member.

Technology Plan

Educational technology is a key component to the development of 21st Century Skills for the “knowledge age,” which already characterizes the world that our students live in and will need to master. Regrettably, Masconomet is not fully capable of supporting this initiative based upon its current technical status. A technology plan developed by the task force will set the vision and priorities for Masconomet’s technology future and suggest the resources required.

Academic Milestones and Proceedings

In 2009, Masconomet graduated 360 students; of these, 95% went on to further educational programs, with 83% pursuing a traditional four-year college degree, 10% pursuing community college programs, and 2% pursuing a technical education; 1% of graduates went on to serve their country in the U.S. Armed Services. These numbers do not illustrate the multiple academic, community, and artistic honors earned by these fine young men and women.

Administrative

The Masconomet School Committee has been pursuing the search for a permanent Superintendent of the District, while Dr. Anthony Bent has fulfilled the position on an interim basis. In addition, a new Director of Operations was hired in 2009. The administration continues to manage the outsourced activities of the district to ensure both financial efficiency and operational excellence. To this end the district changed food service vendors, awarding Whitsons Culinary Group a contract.

The School Committee appreciates the support of the Tri-Towns, particularly in these challenging times. We look forward to working in collaboration with all of the stakeholders in the district to keep Masconomet a school to be proud of, today and in the future.

Submitted,

Lawrence Lindquist,
Chair, Masconomet Regional School District

SCHOOL COMMITTEE

Teresa Buono, Chair	Term expires 2009
Deirdre Donarumo, Vice Chair	Term expires 2009
Richard Harris, Jr.	Term expires 2011
Rock Mastrangelo	Term expires 2010
James Pearl	Term expires 2009

School Committee Operation

The Middleton School Committee holds regular monthly meetings generally twice per month throughout the school year. Meetings are usually held on the second Thursday and fourth Monday of the month at the Fuller Meadow School. Additional sessions and meetings for special purposes such as budget and policy development are also scheduled. Interested citizens should check notices at Town Hall, which are posted two days or more in advance of any scheduled meeting. Meetings are open to the public and citizens are encouraged to attend. Individuals or groups may suggest an item to be placed on the agenda by forwarding a written request to the Superintendent of Schools or to the Chairperson of the School Committee.

Milestones

The Middleton School Building Committee (MSBC) completed the Feasibility Study Phase of the New School Building Project as directed by the Massachusetts School Building Authority (MSBA). A draft Project Scope and Budget Agreement was submitted to the MSBA in January 2009. This document outlines the total time and cost for the New School Building Project at the Howe Manning School Site. The MSBC, together with our Owner's Project Manager and Designer, is working with the MSBA to finalize the agreement for submission to the MSBA Board for funding approval. The MSBA anticipates MSBA Board approval of the project in March 2009. If approved by the MSBA Board, the Town of Middleton will have 120 days to accept the state funding (anticipated at 49.7% of the total cost) and appropriate the remaining funds for the project. If the New School Project is approved, the anticipated opening for the new school will be during the 2011/2012 school year. This project was also submitted to the Lt. Governor's office as a shovel-ready project for potential federal stimulus funding. The new school has been our highest priority as it will alleviate years of overcrowding in our two elementary schools.

Mission Statement

The missions of the Middleton Elementary Schools, in cooperation with family and community, are to instill a joy of learning in all students, to promote academic excellence, to be supportive of children's social and emotional needs, and to constantly strive for improvement in these areas.

Core Values of the Middleton Elementary Schools

All children can be successful if they are provided with opportunities to learn, are active in their own education, and are exposed to a variety of enriching experiences at school and at home.

A strong climate of respect between children and the entire school community is necessary for children to reach their potential as productive students and citizens.

Effective education must be a partnership between school, home and community.

District Goals 2005-2008

The School Committee establishes district goals every three years. District goals are reviewed and implementation actions established on an annual basis. The district goals and implementation actions for the 2009-2012 academic years were reviewed and approved in November 2008. The implementation actions established are designed to support the twelve major goal areas for the school district. Of the goals listed below, the primary goal for the Committee is to ensure that solutions to the issues of current school space shortages and long-term school space needs are determined.

Three Year Goal #1—Academic Excellence through Student Achievement: All of our students will achieve their academic and personal potential. All students will achieve their academic and personal potential in Mathematics and English Language Arts as measured by local assessment measures and the Massachusetts Comprehensive Assessment System (MCAS). We will have achieved this goal when 100% of our students perform at the Proficient or Advanced Level as measured by the MCAS in all grades tested.

Three Year Goal #2—Learning Needs of Children: We will better serve learners of all abilities, including those who are academically able and/or academically challenged. Our children learn in different ways and at different rates. Our instructional program offerings should reflect this continuum. All of our children will have the opportunity to learn in ways that match their abilities and needs. All children, staff, and parents will experience a supportive learning community that recognizes, respects, plans for and rewards personal integrity and hard work.

Three Year Goal #3—Home/School and Community Communication: We will develop the strongest internal and external resources to communicate clearly to our school community the need to improve our educational program during challenging fiscal times.

Three Year Goal #4—Welcoming Environment: All children, staff, parents and community members will experience a friendly, supportive and respectful environment in both of our elementary schools.

Three Year Goal #5—Staff Recruitment and Retention: We will develop and implement new plans to address future needs regarding the recruitment, development and retention of excellent teaching and leadership personnel.

Three Year Goal #6—Technology Integration: We will continue to develop the internal and external resources and financial capacity to integrate technology into our educational program and use technology as a communications resource.

Three Year Goal #7—Permanent New Space: We will work to provide sufficient school space to meet academic and other program needs of the Middleton Elementary Schools through at least the year 2027.

Three Year Goal #8—Physical Plant: We will continue to provide proper maintenance of physical plant facilities, outdoor space and equipment in a proactive manner that maintains and enhances the Town's investment in our school buildings and equipment.

Three Year Goal #9—Tri-Town Union Shared Priorities for 2009-2012 and Superintendent's Goals: We will continue to work in a collaborative manner with member towns to maximize the effective delivery of agreed upon services to member towns.

Three Year Goal #10—Professional Development: The Middleton Elementary School Committee will proactively engage in ongoing and continued Professional Development opportunities, constantly striving to improve its performance on behalf of the elementary school community.

Three Year Goal #11 – Health and Wellness: We will work to ensure that school curriculum, programs, procedures, and policies incorporate aspects of physical and emotional health and wellness of the school community.

Three Year Goal #12 – Global Culture and Civics: We will encourage and support an educational curriculum that provides students with the opportunity to learn, experience and appreciate the differences and similarities between the United States and other foreign countries and cultures and to understand the need for global civic responsibility.

School Management, Governance Structure and School Committee Priorities

The Superintendent is appointed by the Tri-Town School Union Committee (Superintendency Union 58). The School Union Committee jointly employs the Superintendent (PK-6), School Business Manager, Administrator of Special Education, and Director of Facilities and Operations as well as the secretarial and bookkeeping staff of the Central Office. The Superintendent acts as the Chief Executive Officer of the School Committee in the operation of the schools.

The 2008-2009 school year marks the sixteenth year of Middleton's membership in the Tri-Town School Union with Boxford and Topsfield. The three towns maintain their commitment to working together, particularly in the new era of school accountability. In this regard, the Tri-Town School Union recently applied for and received a state grant to study the potential benefit in cost efficiencies by regionalization. In the judgment of the School Committee, Middleton's membership in the Tri-Town Union continues to benefit students, teachers and the community.

The major function of the School Committee continues to be the provision of the highest quality educational program within available funding resources. Curriculum development and alignment continues to be a priority in the school committee's planning effort, which addresses each major curriculum area on a regular cycle.

SCHOOL ENROLLMENT OCTOBER 1, 2008
(District Total = 880)

	PK	K	1	2	3	4	5	6	Total
Fuller Meadow School (PK-3)	67	105	109	117	114				512
Howe Manning School (4-6)						126	134	108	368
Total K-6									813
Total PK-6									880

Enrollment Trends 1992- 2009

Year	K-6	Increase	% Increase
1992-93	427	+1	0.0%
1993-94	475	+48	11.2%
1994-95	530	+55	10.4%
1995-96	582	+52	9.8%
1996-97	625	+43	6.9%
1997-98	672	+47	7.5%
1998-99	692	+20	3.0%
1999-00	710	+18	2.6%
2000-01	703	-7	(1.0%)
2001-02	709	6	1.0%
2002-03	696	-13	(1.8%)
2003-04	723	+27	+3.8%
2004-05	768	+45	+6.2%
2005-06	784	+16	+2.0%
2006-07	792	+8	+1.0%
2007-08	808	+16	+2.0%
2008-09	813	+5	+0.6%

The above figures indicate an increase in enrollment in the Middleton Elementary Schools of 386 students over a seventeen year period. This represents a **90% increase** in the student population over this time period.

Fiscal Operation

The budget development process is an extensive and involved task during which the Committee must make difficult decisions to bring into balance both the financial concerns of the community and elements of appropriate high quality educational services. Increasing costs associated with increased enrollment, school transportation, special education, building maintenance, modular expansion and contracted salary increases must be addressed within the context of limited state and federal funding. This year's budgeting process was particularly difficult due to the country's financial crisis and recession. We implemented a budget freeze in November 2008 and instituted additional energy cost savings measures. We have voted to eliminate \$35,000.00 from the approved FY 2009 budget and we are presenting a level-funded (0% increase) FY2010 budget. Warrant articles for the May 2009 Town Meeting reflect items the School Committee believes are vital to the continued maintenance of our curriculum programs and school buildings.

The School Department operating budgets for FY2007, FY2008 and FY2009 are summarized below:

Middleton Elementary Schools Budget Expense Summary

	FY07 Approved Budget	FY08 Approved Budget	FY09 Approved Budget
Total Salaries	4,449,929	4,820,764	5,409,824
Total Supplies	224,793	242,631	252,998
Total Equipment	30,334	30,339	44,715
Total Prof. Dev.	54,697	64,245	65,586
Total Special Education	490,508	727,793	813,485
Total Transportation	424,523	526,824	539,397
Insurance	919,760	970,531	1,044,503
Utilities	233,633	196,643	220,562
Facilities	117,442	167,770	162,652
Total Operating Budget	\$6,945,619	\$7,747,542	\$8,553,722

MCAS Annual Comparisons for Middleton 2004-2008

As Educational Reform in Massachusetts heads into its sixteenth year, school district accountability continues to be at the forefront of the reform effort. The Middleton School Committee goal is to increase the number and percentage of our students achieving at the Advanced and Proficient Levels in each grade and in each subject tested. The Department of Education has rated each school district and school in terms of its performance and improvement. Detailed information about the School District Accountability System Cycle III ratings including determinations regarding the requirement to achieve Adequate Yearly Progress (AYP) under the federal No Child Left Behind (NCLB) law can be found on the Massachusetts Department of Education web site, which can be reached through a link on our school district website.

The Massachusetts Comprehensive Assessment System (MCAS) now includes the following areas and grades:

Grade Three:	Reading, Mathematics
Grade Four:	English Language Arts, Mathematics
Grade Five:	Science and Technology, English Language Arts, Mathematics
Grade Six:	English Language Arts, Mathematics

Third Grade students participated for the eighth time in the Reading examination in March of 2008. This was also the third year third grade students participated in the Mathematics examination. Results for the past five years for our students by levels of performance are presented in the tables below:

GRADE 3 MATHEMATICS			
PERFORMANCE LEVEL	2006	2007	2008
ADVANCED	5	28	33
PROFICIENT	51	50	38
NEEDS IMPROVEMENT	38	17	19
WARNING	6	5	10

GRADE 3 READING					
PERFORMANCE LEVEL	2004	2005	2006	2007	2008
ADVANCED	0	0	23	31	24
PROFICIENT	86	76	47	50	45
NEEDS IMPROVEMENT	12	21	20	14	27
WARNING	2	3	11	6	4

Fourth Grade students participated in the eleventh administration of the required Massachusetts Comprehensive Assessment System (MCAS) in May 2008. Students were tested in Mathematics and English Language Arts. Results for the past five years for our students by levels of performance are presented in the tables below:

GRADE 4 ENGLISH LANGUAGE ARTS					
PERFORMANCE LEVEL	2004	2005	2006	2007	2008
ADVANCED	18	10	15	15	15
PROFICIENT	61	58	57	50	58
NEEDS IMPROVEMENT	14	30	26	31	23
WARNING	7	1	2	4	5

GRADE 4 MATHEMATICS					
PERFORMANCE LEVEL	2004	2005	2006	2007	2008
ADVANCED	19	23	22	22	35
PROFICIENT	42	40	35	38	39
NEEDS IMPROVEMENT	37	37	40	34	23
WARNING	2	0	3	6	3

Fifth Grade students participated in Science and Technology examination for the sixth year. This was the third year fifth grade students participated in the English Language Arts and Mathematics examinations. Results for the past five years for our students by levels of performance are presented in the tables below:

GRADE 5 ENGLISH LANGUAGE ARTS			
PERFORMANCE LEVEL	2006	2007	2008
ADVANCED	16	17	12
PROFICIENT	64	62	54
NEEDS IMPROVEMENT	20	14	28
WARNING	0	7	6

GRADE 5 MATHEMATICS			
PERFORMANCE LEVEL	2006	2007	2008
ADVANCED	25	33	35
PROFICIENT	38	45	37
NEEDS IMPROVEMENT	32	18	17
WARNING	5	5	10

GRADE 5 SCIENCE AND TECHNOLOGY					
PERFORMANCE LEVEL	2004	2005	2006	2007	2008
ADVANCED	37	9	25	30	27
PROFICIENT	37	52	49	46	50
NEEDS IMPROVEMENT	20	31	24	18	18
WARNING	6	8	2	6	5

Sixth Grade students participated in the Mathematics examination for the seventh year. Students were asked to respond to both multiple choice and open-ended performance questions designed to measure mastery of learning standards contained in the State Curriculum Frameworks. This was the third year the sixth grade students participated in the English Language Arts examinations. Results for the past five years for our students by levels of performance are presented in the tables below:

GRADE 6 ENGLISH LANGUAGE ARTS			
PERFORMANCE LEVEL	2006	2007	2008
ADVANCED	13	8	17
PROFICIENT	67	75	65
NEEDS IMPROVEMENT	18	16	17
WARNING	3	1	2

GRADE 6 MATHEMATICS					
PERFORMANCE LEVEL	2004	2005	2006	2007	2008
ADVANCED	44	28	29	34	44
PROFICIENT	30	39	41	41	43
NEEDS IMPROVEMENT	20	23	23	23	11
WARNING	6	11	7	2	2

Curriculum and Program Development

The Middleton Elementary Schools maintain web sites which contain detailed information about our ongoing initiatives in curriculum, instruction and professional development. School Committee information can be found at www.tritownschoolunion.com and elementary school information is maintained on www.middletonps.org as well.

We recently implemented the Standards-Based Report Card at both elementary schools. The Standards-Based Report Card is being used by many school districts across the United States and is considered a more enhanced measurement of student performance and achievement. From the Standards-Based Report Card, we can more readily identify for students areas of concentration in their curriculum.

At this time, population growth has not abated and is predicted to continue to climb. Our special education population currently exceeds both Boxford and Topsfield. Of the Tri-Town communities, we are second for total student population. We anticipate being first in total student population within the next three years. We continue to hire new grade school teachers, special education staff, and additional support services to better serve our elementary school children.

The Middleton School Committee, through representatives on the Tri-Town School Union Committee, continues a collaborative relationship with the Masconomet Regional School Committee and Superintendent. The Committees meet on at least an annual basis to review district goals, discuss curriculum alignment to ensure a positive transition

experience from Grade 6 to Grade 7, and coordinate school calendars. Meeting discussion also includes a review of Social Studies programs, MCAS performance goals, and strategies to promote student well-being and success.

Professional Development

The Fuller Meadow School Council Improvement Plan, the Howe Manning School Council Improvement Plan and the District Strategic Plan each place a strong emphasis on professional development and training for staff and focus upon identified curriculum and organizational priorities as well as the diverse learning needs of children. The primary areas of focus for this year included instruction on differentiated learning needs of students, refinement of the standards-based report card model, guided reading training, health and wellness issue identification, and leadership team development.

Models for conducting professional development continue to include a combination of full day professional development days, after school and weekend workshops, summer institutes, locally sponsored graduate courses, study groups, teacher-to-teacher projects and mentoring, curriculum committees and a limited number of early release day offerings.

The School Committee continues to provide incentives through tuition reimbursement programs beyond the school day and school district. In addition, the application of available grant funds from the State Department of Education continues to be instrumental in creating opportunities for teachers and other staff to maintain and update their professional skills. The School Committee continues to believe that professional development for staff is an important investment that will result in improved learning opportunities for our school children.

Special Education

All public school districts are mandated by state and federal laws to provide special education services to those students with one or more disabilities that interfere with the child's ability to make effective progress within the general education curriculum. School districts are required to do so for children beginning at age three. We are also required to provide any special education and related services, such as Speech/ Language therapy, Occupational Therapy, Physical Therapy, and Counseling, in the least restrictive environment and without consideration of the costs associated with providing identified services in a child's Individual Education Program (IEP.) In addition to meeting the many regulatory obligations associated with special education, we also are required to ensure every child makes adequate progress towards achieving his/her own personal learning goals, we also have to ensure the child can achieve Proficient on our state assessments by 2014.

As of October 1, 2008, there were 168 special needs students; 69 at Fuller Meadow, 76 at Howe Manning, 11 out-of-district placements, 6 preschoolers enrolled in the Middleton

Integrated Pre-School Program and 6 preschoolers receiving therapy only. The population percentage of Middleton students (K-6) receiving special education services is approximately 19.0%, which is above the state and national average. This is a 55% increase in the number of special education students (108) since October 1, 2001. Our special education evaluation teams are highly trained in the assessment of children and are able to identify students with disabilities with a high degree of accuracy. Our special education staff work collaboratively with general education colleagues and parents to ensure all students make steady progress.

The District is deeply committed to an inclusion philosophy pursuing effective ways to integrate all our children into regular education settings. Middleton has affiliations with the Greater Lawrence Educational Collaborative and Northshore Education Consortium to provide specialized support services to low incident special needs students and serve as a resource to address special education issues, as well as for professional development.

Closing Statement

Middleton's elementary schools continue to provide a high level of education to the children of Middleton. Middleton children consistently achieve results in the top third of all districts in the state on the many state tests administered through the MCAS program. Through careful budgetary management, Middleton schools provide a great value to the taxpayers of our town and our children graduate fully prepared for the academic challenges ahead.

The School Committee recognizes that quality education must occur in facilities designed to meet the educational needs of an academic program. We maximized all available building space at both schools in the 2006-2007 academic year. This means that non-educational space, such as offices, work stations, and storage closets, is currently being used for academic instruction. For the 2006-2007 academic year, two modular classrooms were installed at the Howe Manning School. Three modular classrooms were installed at the Fuller Meadow School in the Spring of 2007 for the 2007-2008 academic year. These modular buildings have been added to provide a temporary solution to the overcrowding occurring at both school buildings due to increased enrollment. Our schools have been over-capacity since 2005 and continue to remain strained. As enrollment increases, we anticipate further modulares will be needed to accommodate the increased student population. In the future, it is also possible that core space, such as the gymnasium and cafeteria, would be sectioned to provide for instructional space.

Use of portable classrooms and non-educational space are not a solution to the academic needs of our school children now or in the future. The School Committee affirms its commitment to provide a new school for the school children as a permanent, long-term solution to the school space needs. The Middleton School Building Committee has made excellent progress in bringing the New School Building Project forward and working within the MSBA's regulatory framework. Through the MSBC's effort, we are well-positioned to receive funding from the state to construct a new school. Understanding the

difficult economic time we are now facing, the MSBC also submitted this project to the Lt. Governor's office as a shovel-ready project for potential federal stimulus funding.

The Elementary School Committee appreciates the financial and strategic support and encouragement received from the community and other town boards as we continue our efforts to improve student achievement and plan for a new school to provide quality instructional space for teaching and learning that will last us for the next half-century.

Respectfully Submitted,

Teresa Buono, Chairperson
Deirdre Donarumo, Vice Chairperson
Richard Harris, Jr.
Deirdre Donarumo
Rock Mastrangelo
James Pearl

NORTH SHORE REGIONAL VOCATIONAL SCHOOL DISTRICT

ANNUAL REPORT JANUARY 1, 2009 – DECEMBER 31, 2009

Merger Study

The plan to build a \$133 million high school that proponents say will transform vocational education on the North Shore finally became a reality in December.

The Beverly City Council voted 8-0 to join the new vocational school district, becoming the ninth community to sign on to the project thereby moving the proposal past the threshold required by state law.

The new school is scheduled to open in 2013 in Danvers and will open up spots for the nearly 200 North Shore students who are turned away from North Shore Technical High School and Essex Agricultural and Technical High School every year due to lack of space.

The vocational school will be built on the campus of Essex Aggie and will accommodate 1,440 students in 23 subjects ranging from carpentry to animal science to culinary arts. It will represent a merger of North Shore Tech, Essex Aggie and the Peabody high school vocational program.

The state has promised to pay 74% of the cost of building the new school, or \$98.6 million. Another \$4 million will be raised by the anticipated sale of North Shore Tech. The communities that join the district will share the remaining cost, about \$31 million, based on how many students they send to the school.

Administration

The North Shore Regional Vocational School District Committee, comprised of one member appointed to represent each member community, is the governing body of the School District. The Superintendent-Director and the administrative team carry out the policies of the District School Committee and oversee the daily operation of the school.

Enrollment

Student enrollment as of October 1, 2009 is 451. Students cite their interpersonal relationships with teachers, counselors, and administrators, and the vocational/technical programs as the reasons for application. There continues to be a shortage of space for classrooms, shop areas, the library and the cafeteria.

Students participate in programs in Automotive Technology, Carpentry, Commercial Art, Collision Repair, Cosmetology, Culinary Arts, Electrical, Information Systems Technology, Graphic Arts, Health Technology, Machine Technology, and Masonry.

Curriculum

In 12th grade science we offer three electives that include: Human Biology which now includes biotechnology as a significant part of the curriculum, a revised Physics curriculum, and a long time popular environmental biology course Field Studies in the Natural Sciences. All of our courses are

laboratory based, college preparatory, consistent with state requirements, and are designed to assist with our students' career and educational goals.

General and Program Advisory Committees

The Program Advisory Committees meet twice per year to discuss suggestions for improving our vocational-technical programs. The instructors use these meetings to learn about the latest equipment, materials, techniques, and technology being used in industry. Improvement in curriculum and delivery of instruction are directly related to these suggestions and industrial standards.

The General Advisory Committee consists of one member from each of the Program Advisory Committees and the school Principal. Each member has specific recommendations from their advisory committee and advises how to improve the vocational delivery system and maintain the high industrial standards and integrity of each program. The General Advisory Committee discusses articulation agreements, integration into the curriculum for academics and career areas, the OSHA 10-hour card online training, and the diversity representation of our advisory committees.

Vocational Career and Technical Area

The Career and Technical Areas continue to work on integration projects with the academic faculty helping students understand the importance of academic concepts in the student's technical area.

The students and their parents will also be able to review their updated competency listing on line using Career Cruising. The Vocational Coordinators and Guidance Counselors are working together to re-enforce employability skills and entrepreneurship.

Safety continues to be a primary concern. Seniors will not participate in the COOP program without a Career Safe OSHA 10 hour card or be able to graduate. Sophomores complete the 10-hour Career Safe program and received their OSHA 10 hour card before they can participate in the technical program junior year.

In addition, students continue to maintain their working portfolios and seniors will begin to create their Senior Showcase portfolio including their electronic portfolio. All students will be presenting their portfolios to faculty, staff and members from their industry allowing them to develop their public speaking skills. This should help them with job interviews and their college admission process.

Technology Integration

Throughout grades 9-12, students are developing skills in word processing, Internet, global communications, spreadsheets, graphics, desktop publishing, and multimedia. They collect and apply data, learn ethical and legal aspects of technology, manipulate graphics, learn text and page layout skills, and use various multimedia tools to express their views and creativity. They develop these skills through a series of projects integrated into the curriculum. Teachers work with a technology specialist in order to create projects that combine their curriculum and technology in a meaningful manner.

Many teachers and our administrators are incorporating Google Docs into their repertoire of technology skills. Google Docs is an online site providing the ability to share documents,

spreadsheets or presentations with friends or co-workers. Administrators work collaboratively creating agendas for meetings. Teachers help students to better collaborate on projects both in and out of school using this site.

Our Special Education Department uses a Tablet PC lab. A Tablet PC is the same as any other laptop however; it is equipped with touch screen technology which allows the user to operate the computer with a stylus or digital pen, instead of a keyboard or mouse. By rotating and folding the screen it transforms into a tablet configuration. Using a stylus, students can make handwritten notes and drawings in a manner comparable to the way in which pen and paper are used. Students using Tablet PCs can actively participate in classroom presentations and exercises by drawing responses on screen. Taking handwritten notes and drawing diagrams in a class increases productivity and retention of information.

The North Shore Regional Vocational School District website has a new look. Its design has been changed and updated (www.nsths.mec.edu). The new school video can be viewed on the home page.

Special Education Department

The special education program is inclusive in nature. Inclusion classes are offered in all grades and in every major academic subject area. These classes are co-taught by members of the general education and special education staff. In conjunction with this, many special needs students receive academic support services in the Curriculum Support Center, under the direction of the Special Education Administrator.

Athletic Department

The Boy's & Girl's Basketball teams had a good number of students play at multiple levels during the winter season. The boy's team qualified for the State Tournament losing in the quarter finals of the North to Winthrop.

The spring of 2009 saw the Softball team win another league championship and qualifying for the state and vocational tournaments. The team became the State Vocational Champions and advanced to the semi-finals of the North Sectionals in the State Tourney.

The Baseball team also won the league championship and qualified for the state and vocational tournaments. The team advanced to the quarter finals of the North Sectionals before being eliminated by North Reading.

The spring of 2008 also saw the start of a Boy's and Girl's Lacrosse co-op team with Essex Aggie. The number of participants was high necessitating the hiring of an assistant coach and running a junior varsity program.

Girls Lacrosse, sponsored by Essex Aggie, also had a good turnout and played a varsity and junior varsity schedule.

Paul Worth took over the head coaching position of the football team after the departure of Mike Drouin. The football team qualified to play in the Vocational Bowl and a chance to make the State Playoffs instead.

Girl's soccer, in its second year, won a second league championship and qualified for the State Tournament. The participation level is high resulting in a full junior varsity schedule.

Boys Soccer saw an increase in numbers this year, necessitating the start of a junior varsity team. The varsity team had a good season finishing in 2nd place in the league and qualifying for the State Tournament.

Fall cheering, in its second year as co-op with Essex Aggie, improved their performance level this year but was hit hard by the H1N1 virus just around competition time. However, the team still qualified for State Competitions.

The programs are running well and the participation rate continues to be very high for a Vocational School.

School-to-Work/Placement

Entering the world of work in the 21st century takes more than vocational/technical skills or academic success. Good employees must be able to be good listeners, take direction, set goals and develop positive working relationships with supervisors and co-workers. North Shore Tech's goal has always been to develop our students' maturity and understanding of what faces them in the world of work.

Tech Prep

Tech Prep, a federally funded program, establishes articulation agreements between high school students and post-secondary institutions. This program develops career pathways that allow for a seamless transition from high school to college programs of study, creating opportunities for high school students to earn college credits.

We continue to work with North Shore Community College reviewing established articulations in ITS, Health, Marketing and Culinary and developed a new articulation in Graphic Communications.

Health Office Report

Health services offered at North Shore Technical High School include first aid, health education, health promotion and prevention of illness in a caring safe environment. Emphasis is to prevent illness and injuries, to minimize impairments to learning and to make community/school referrals as appropriate.

In the spring there was ongoing reporting to the Middleton Health Dept. when H1N1 became an issue. We had no confirmed reports of H1N1 this school year.

One change in health services was a change in nursing personnel. Ms. Holman left to teach Health Assisting classes and Mrs. Kersker took over the school nurse position midyear.

Transportation Department

The Transportation Department has a fleet consisting of twenty (20) buses, fourteen -71 passenger buses, one-18 passenger bus, three buses dedicated to the building trades, two -35 passenger buses and also one-8 passenger van. The Transportation Department provided transportation to and from school on a daily basis for approximately 457 students and provides buses three days a week for after

school activities. Transportation was provided for many field trips throughout the school year and all the offsite activities, sports games, etc.

Adult Education

Adult Evening Education at North Shore is a self-supporting program that offers approximately sixty (60) vocational-technical classes that enhance the professional and personal lives of the adult members of our community. The Program serves nearly one thousand adult students that participate in a wide variety of courses. Popular fields of study include: computers, health, construction, machine technology, culinary, automotive, business and personal finance. A number of courses have state approval for professional and trade license preparation.

Adult Education at North Shore provides a much-needed service and is embraced by the community as an outstanding educational opportunity.

Business Office

The Department of Revenue has certified the amount in our unencumbered excess and deficiency funds available July 1, 2009 at \$466,284.

The Fiscal 2011 Budget preparation is currently in process and will be presented to the District's Finance & Property Policy Sub-Committee in February and subsequently to the District's School Committee. At this point, we have not received financial data pertaining to fiscal 2011 from the Department of Elementary & Secondary Education.

Amelia P. O'Malley, Superintendent-Director
North Shore Regional Vocational School District
30 Log Bridge Road, Middleton www.nsths.mec.edu

North Shore Regional Vocational School District Committee

Beverly	Mr. Dean Porteous
Boxford	Mr. Michael Crowe
Danvers	Mr. Russell Fravel
Essex	Mr. George R. Harvey, Chairman
Gloucester	Ms. Melissa Teixeira
Hamilton	Mr. David W. Ketcham
Lynnfield	Dr. Paul Anderson
Manchester-by-the-Sea	Mr. Joseph Sabella
Marblehead	Mrs. Marcia Sweeney, Vice Chairman
Middleton	Mrs. Ellen Weitzler
Nahant	Mrs. Anne Senk
Rockport	Mr. Mark Small
Salem	Mr. Thomas St. Pierre
Swampscott	Mr. William Jackson
Topsfield	Ms. Trudi Perry
Wenham	Mr. William O. Nichols, Secretary



BOARD OF HEALTH

July 1, 2008 - June 30, 2009



Public Health
Prevent Promote Protect

The Middleton Board of Health is a five-member board appointed by the Board of Selectmen. The Board meets usually the first Wednesday of each month, at the Flint Library, Beverly Hospital Meeting Room at 7 p.m.

The mission of the Board of Health is to improve public health through promoting an individual's well-being, preventing disease through developing and implementing effective health policies, regulations, and programs that protect of an individual's health within the community.

The Board of Health Members:

Robert Ambrefe, Chairman
Anthony D'Agosta
George Demeritt
John Goodwin
Paul LeBlanc

Health Department Staff:

Derek Fullerton, RS, CHO; Director of Public Health
Traci Mello, RN; Public Health Nurse
Patricia Zingarelli, Department Clerk

The Middleton Board of Health and Health Department work to support the 10 essential functions of public health as outlined:

- 1) Monitor health status to identify community health problems.
- 2) Diagnose and investigate health problems and health hazards in the community.
- 3) Inform, educate, and empower people about health issues.
- 4) Mobilize community partnerships to identify and solve health problems.
- 5) Develop policies and plans that support individual and community health efforts.
- 6) Enforce laws and regulations that protect health and ensure safety.
- 7) Link people to needed personal health services and assure the provision of health care when otherwise unavailable.
- 8) Assure a competent public health and personal healthcare workforce.
- 9) Evaluate effectiveness, accessibility, and quality of personal and population-based health services.
- 10) Research for new insights and innovative solutions to health problems.

Local boards of health and health departments carry significant mandates under state laws and regulations to protect and promote the health of our population above and beyond the programs and services that are created and implemented within the community to improve public health. They include a complex set of responsibilities including enforcement of state sanitary, environmental, housing, and health codes. These include, but are not limited to:

- Protection of the food supply through inspections of restaurants and other food establishments;
- Inspections and permitting of septic systems, domestic wells, landfills, and other solid waste facilities;

- Health care and disease control, including timely reporting and response to communicable diseases, occupational health and safety violations, food poisoning, and rabies;
- Inspections of public and semi public pools, beaches, camps, motels, and tanning establishments;
- Enforcement of state lead poisoning regulations and sanitary codes in housing;
- Enforcing no-smoking laws, complaints and violations;
- A wide array of other responsibilities, including issuing burial permits, regulating pesticides, inspecting body art establishments, issuing health reports, and more.

HIGHLIGHTS:

***Public Health Nurse**

The Board of Health transitioned from contractual nurses services to an 8-hr per week Public Health Nurse employee. Traci Mello, Middleton's public health nurse expanded health services to the community in the following areas, but not limited to; communicable disease surveillance, vaccine management, monthly senior wellness clinics, annual flu and pneumonia vaccination clinics, Medicare reimbursement claim filings, emergency planning efforts, home visits, partnering with school health and council on aging personnel, and increasing public health awareness through education to individuals.

***Disease Prevention: H1N1 Planning and Response**

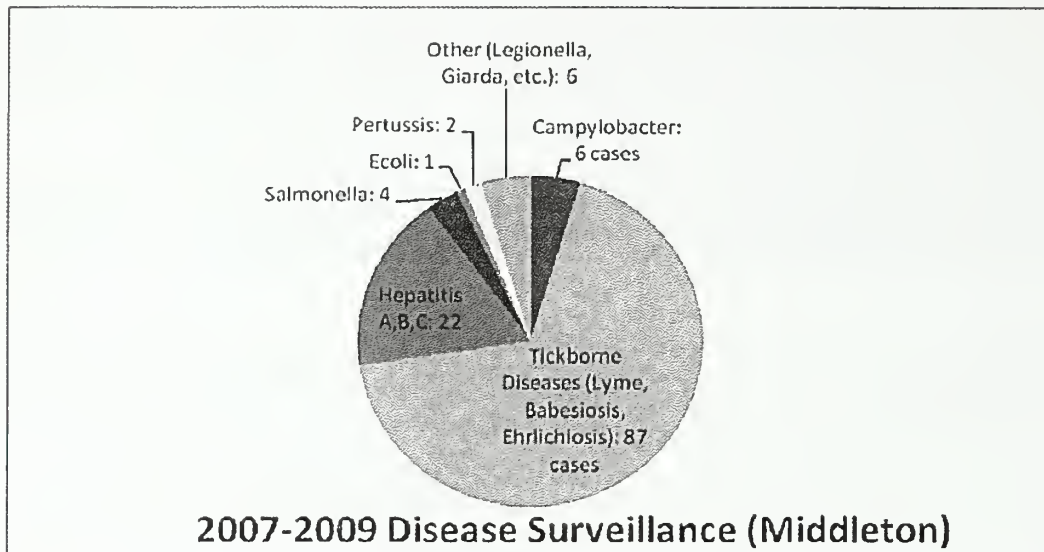
In April of 2009, a national flu pandemic was declared. The Health Department initiated planning efforts for surveillance and control of the spread of the disease within the community. Initiated partnership efforts with the both public and private schools, and daycare facilities to monitor the amount of disease within the facilities. Implemented disease prevention efforts and guidelines for flu awareness, prevention, and caring for sick at home, for the community to follow. Partnered with the Boxford and Topsfield Health Departments in preparing for H1N1 vaccination clinics that would be initiated in the fall of 2009 when vaccine would become available. The Tri-Town Health Departments, hired an H1N1 planner with Federal pandemic funding. Heather Lore, Nurse Practitioner (Tri-Town H1N1 Planner) and Traci Mello, RN (Middleton's Public Health Nurse) along with the Tri-Town Health Directors/Agents collaborated in planning for a mass vaccination campaign for both H1N1 and seasonal flu. This campaign extended into the fiscal year 2010 calendar, however, data is relevant to this report. The Tri-Town was successful in vaccinating over 4500 individuals over the course of 30 clinics. Clinics were widespread and available within each community and conducted at schools, fairgrounds, grocery stores, town halls, libraries, senior centers, neighboring malls, and within Health Departments. Hundreds of medical staff, town personnel, and volunteers assisted the departments in these clinics.

***Disease Prevention: Additional efforts.**

The Public Health Nurse coordinated and conducted two public influenza (flu) clinics to protect individuals from seasonal flu. Approximately 500 vaccinations administered through the public flu clinics, home bound visits to special populations, workplace clinics at the Police, Fire, and School departments. With an increase of 100% of vaccinations from the prior year, more Medicare reimbursements have been applied for that will increase monies coming back to the town.

Additionally, the Public Health Nurse conducted a town pneumonia vaccination clinic that was held at the Middleton Council on Aging in addition to administering vaccine to individuals at home. Monthly wellness clinics are still conducted at strategic locations within the community.

The Public Health Nurse constantly monitors communicable Disease Surveillance within the community. Through proper oversight and management, disease outbreaks within the community were prevented.



***Middleton in Motion Campaign: Moving towards better health in our community.**

The Middleton Health Department continues to promote physical activity and obesity reduction within the community. In partnership with the Conservation Department, the department completed a hiking trails map, called *"Hiking for Health and History"* to increase awareness of accessible trails within the community to promote physical activity and awareness on public health topics (i.e. Lyme disease, WNV, EEE). The booklet was reproduced and is available to anyone at no cost and can be obtained at the Health Department, Town Library, and Town Clerk's office. Additionally, it can be viewed and downloaded on the Town of Middleton website under the Health Department page.

Participated in the Middleton Earth Day and Masconomet Health and Wellness Fair. Provided education and awareness on Lyme disease, Physical Activity, and Nutrition.

***Mosquito Control**

Participated in the Northeast Massachusetts Mosquito Control Program, which included services for applications of larvacide to town catch basins and freshwater breeding habitats. Monitoring and surveillance for West Nile Virus through trapping and identification of mosquito populations.

***Voluntary National Food Program Standards**

The Middleton Board of Health became an active participant in the national retail food program recommended by the U.S. Food and Drug Administration (FDA) that will lead to an improvement in the food safety standards and practices in retail and foodservice establishments and a reduction in foodborne illness within the community and aggregately nationwide. This program will promote active managerial control of risk factors most commonly associated with foodborne illness in food establishments through implementation of program standards. The Health Department was awarded \$2500 from the FDA to initiate the program.

***Food Safety Training**

Provided a "free" food safety training seminar offered to all food establishment employees within Middleton to promote and increase food safety techniques and knowledge for food handlers. Training was targeted in particular to food handlers that are not certified in food safety who would most likely not be sent for private paid training by their employer.

***Tobacco Sales Enforcement**

Participated in the Healthy Communities Tobacco Control Program (HCTCP) on enforcement of state and local tobacco laws and education. Collaborated with HCTCP for conducting routine compliance inspections throughout the year to identify tobacco sales to minors from permit holders in Middleton. Issued fines to the establishments who sold tobacco to minors.

***Town Webpage**

The Health Director Co-Chaired the Middleton Website Redesign Committee. Reviewed, assessed, and planned the redesign of the town's website with other members to produce a more aesthetical and user friendly and informative webpage.

***Emergency Preparedness**

The Health Department continues to plan and prepare for public health emergencies, such as disease outbreaks, biological and chemical disasters, and natural disasters. The Middleton Health Department belongs to the Region 3A Public Health Preparedness Coalition along with 13 other surrounding communities. Middleton's Health Director is the Chair of this coalition. Additionally, Middleton belongs to the Topsfield Regional Medical Reserve Corp which accounts for over 200 volunteers willing to assist in emergency response efforts.

Licenses, Permits, & Services from July 1, 2008 – June 30, 2009

Food Service Permits	59	Domestic Well Permits	6
Installers Permits	27	Frozen Dessert	3
Haulers/Pumpers	14	Milk Pasteurization	1
Tanning Salons	3	Swine Permits	1
Water Bottling Plant	1	Camp Licenses	2
Hotel/Motel Licenses	2	Pool/Spa Permits	16
Tobacco Permits	14	Burial Certificates	16
Title V Inspector Licenses	20	Body Modification Salons/Technicians	2
Septic System Installation/Repair Permits	44	Bathing Beach (Thunderbridge) Samples	14
Soil Testing/Perc Testing	28		

BOH Fees Collected from July 1, 2008 - June 30, 2009 = \$31,771

COUNCIL ON AGING

FISCAL YEAR '09

Located in the Old Town Hall historic building at 38 Maple Street, the Council on Aging/Senior Center is a thriving organization serving the community in numerous ways. It is interesting to note that we offer services to those 45 years of age (workforce training), right up to those who have even passed their 100th birthdays!!

Among our programming offerings are the following, along with the number of people served:

DESCRIPTION
MEALS
Congregate Meals ~ 3 times per week
Special Events Congregate Meals Served
Home – Delivered Meals ~ 1-7 meals per week
TRANSPORTATION (excluding trips, special events)
Van Rides Provided (for regular programming)
Van Rides 2xs/wk shopping & errands
Van Rides ~ Other
Medical Transportation Rides Provided w/ Escort
WEEKLY REGULAR PROGRAMS
Bingo
Exercise Programs: 6 programs wkly: gentle Yoga to 2 hr hikes
Lunch Bunch
Free Computer Lessons
Workforce Training
Job Development
Monday Pianist
Billiards
Current Events Discussion Group
Watercolor Art Lessons

BI-WEEKLY/MTHLY PROGRAMS
Well-Being Clinics ~ 2 on site, 3 off-site
Rogers Hearing ~ Free Tests and Equip. Repair
Podiatrist
Manicures
Financial Planning ~ Individual and Workshops
Legal Clinics ~ Individual and Workshops
Tax Prep w/ AARP (Feb. 1 st ~ mid April)

We also offered many additional programs that resulted in over 2,000 “points” of participation in each year. Among them were the following:

SPECIAL EVENTS
On-Site Special Occasion ~ themed w/ food, entertainment, etc.
Off-Site Special Occasion ~ Holiday, other special events
Trips ~ typically involves transportation, food, entertainment
Cultural ~ Theatre, Museums
Scenic/Historical
Other
EDUCATIONAL PRESENTATIONS
Health & Nutrition
Legal
Financial
Historical & Cultural

Other information that may be of interest:

We have a large OUTREACH PROGRAM. Some of the many things we offer:

- Assistance with Information and Referral ~ working w/ other agencies
 - Fuel Assistance
 - Food Stamps
 - Health Insurance
 - Mental Health
 - In-Home Care
 - Short and Long-Term Rehab, nursing, assisted living, hospice
 - Legal and Financial Issues, including tax preparation
 - Housing
 - Avoiding Fraud and Scams
 - Money Management
- In-Home Assessments/Assistance for confidential concerns handled directly in town
- Close working relationship with town Veterans’ Agent

- Friendly Companion Visits
- Nutritional and Transportation concerns
- Free Computer Lessons, including internet searches for health and other info
- Workforce Training & Job Development
- Senior Tax Work-Off Program ~ municipal employment voucher toward real estate taxes
- Monthly Newsletter filled with pertinent and timely information



We are here to help you maintain and improve the quality of your life. Perhaps it is in the context of good health – food, exercise, both mental and physical; social networking; employment; volunteering, etc. We also welcome the sharing of your gifts and abilities. Do you have a special talent, a skill to share? Are you someone who wants to help others? Are you “too young” to really retire? We have many opportunities for you and would very much appreciate your assistance in helping us to help others. Your gift could be as easy and timely as preparing tables for meals, teaching others a hobby, giving rides to seniors to appointments.

We would very much like to thank some of the many organizations and individuals that help us in our work. Among them, and top on our lists, are the taxpayers of Middleton and the Town Officials that act on their behalf. We want to thank the other departments in town with which we work and which share in our responsibilities to those we serve.

Important to our mission also are the Council on Aging Board of Directors, The Friends of the Middleton COA, North Shore Elder Services (NSES), the Executive Office of Elder Affairs (EOEA), And the many other organizations that support our efforts.

Kudos to the wonderful staff and volunteers who work so hard to make everything we do work as seamlessly as possible. As in any organization, there is so much that goes on “behind the scenes” that help make things run smoothly. It is that type of working environment that makes us most proud of the work we do and allows us to “be all that we can be” for the wonderful community that we have in Middleton.

Respectfully Submitted,

Susan Gannon
Executive Director
Council on Aging
Senior Center

VETERANS' SERVICES

July 1, 2008 – June 30, 2009

The Veterans Service Officer, formally known as the Veterans Agent, has been available to provide an array of services to Middleton veterans and their dependents. We have offered a helping hand to anyone in our community in need of guidance or assistance in matters relating to military service. As the Director of Veterans' Services I serve every citizen by providing information and direction concerning: Annuities, Awards and Medals, Burial Information, Chapter 115 Benefits, Education, Elder Services, Employment, Flags and Markers, Financial Assistance, Graves Care, Housing, License Plates, Medical Assistance, Pensions, Pharmaceuticals, Real Estate Tax Abatements, Record Retention, Excise Tax Exemptions, Shelter and Veterans' Services. My office is on the second floor of Memorial Hall. Please feel free to call me ahead of time at (978) 762-0611 to set up an appointment.

The most important document for veterans is their discharge papers. Today they are referred to as the DD-214 form. These documents are needed before any veterans' benefits can be initiated. Over half of the town's veterans have provided a copy of their discharge/separation papers or DD214 to our office where they are kept under lock and key. There are still many veterans that need to provide these documents to our office. I encourage them to contact me at (978) 762-0611,

As veterans age it is important to have good medical care. I urge all veterans to consider getting in to the VA Health Care System in addition to maintaining their civilian health care providers. To get into the VA health care system all it takes is your discharge/DD214 and a form 1010EZ filled out with your financial data. After you have been inputted into the system an indoctrination program is provided to help you navigate the VA system. You are then assigned to a Primary Care Physician who follows your care on a regular basis and monitors your medications. In addition, special clinics are available in Podiatry, Eye Clinic, Audiology and Urology to name a few. If you are interested in getting into the VA system, give me a call at (978) 762-0611 and leave a message.

Applications for service connected and non-service connected disabilities have increased in recent years. If you need help in filling out the proper forms and navigating the VA system, give me a call at (978) 762-0611.

Finally, it bears repeating again that we need a copy of your discharge papers on file in our office. We are most appreciative of those who have provided us with their DD214 or equivalent discharge papers. These are required to access all the benefits available to veterans and are necessary to the funeral home when you pass away. Please consider dropping off a copy to me at Memorial Hall when you have a chance. Thank you for your military service.

Respectfully submitted,
Theodore H. Butler, Director of Veterans' Services

MIDDLETON HOUSING AUTHORITY

BALANCE SHEET JUNE 30, 2009

ASSETS

Current Assets

667 Cash	68,686.92	
705 Cash	21,138.72	
Administration Cash	23,232.33	
Debit Cash Account	608.51	
Petty Cash	217.13	
Tenant Accounts Receivable	7,192.35	
Allowance Doubt Tenant Accts.	(1,700.00)	
MMDT	3,222.54	
Investments	327,783.18	
Vehicle Ins. Prepaid Ins.	1,381.00	
Inventory-Supplies/Fuel	664.31	
Total Current Assets		452,426.99

Property and Equipment

Land	292,942.97	
Building	2,116,890.41	
Bldg. Infrastructure	448,930.51	
Kitchens 667	339,938.42	
Equipment 667 Contra	(32,530.06)	
Equipment 705 Contra	(1,029.90)	
Equipment 667	26,342.04	
Equipment 705	1,029.90	
Community Hall	3,800.97	
Office	21,682.30	
Vehicle	28,616.00	
Accumulated Depreciation	(1,898,117.18)	
Total Property and Equipment		1,348,496.38

Total Assets	1,800,923.37
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LIABILITIES AND CAPITAL

Current Liabilities

Accounts Receivable	297.80	
Pet & Security Deposits	960.00	
Payroll Withholding	208.19	
Accrued Payroll	1,000.00	
Tenants Prepaid Rents	6,259.48	
Total Current Liabilities		8,725.47

Long-Term Liabilities

Accrued Compensated Absences	21,756.53	
Total Long-Term Liabilities		21,756.53

Capital

Invested Capital Assets(-Debt)	1,337,135.76	
Net Assets-Unrestricted	461,829.43	
Net Income	(28,523.82)	
Total Capital		1,770,441.37

Total Liabilities & Capital	1,800,923.37
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TRI-TOWN COUNCIL

working together for kids

Annual Report

Tri-Town Council's mission is to reduce and prevent at-risk behavior and to strengthen the social and emotional well-being of Tri-Town youth. We try to achieve this mission by collaborating with schools, parents, kids, law enforcement, community organizations and area resources to identify needs and provide proactive solutions that support and empower youth to make healthy and safe decisions.

Tri-Town Council employs a part-time Program Director and a part-time Business Director who manage the daily operations of the Council. In addition, two full-time Tri-Town Council Adjustment Counselors work at Masco as an integral part of its team of human service professionals.

A volunteer Board of Directors oversees the Council and includes members from all three towns. For the past year, Middleton has been well represented by Rodney Pendleton, Doreen Harris Susan Hayes and Rhonda Fogel, along with a student board of directors, comprised of more than twenty young men and women in Masconomet Schools, grades 9 -12.

During fiscal year 2008-2009, Tri-Town Council's adjustment counselors worked with more than 200 students at Masco and were instrumental in bringing programs to our schools and community that reached over 2000 parents and kids.

The Town of Middleton benefitted from the following Tri-Town Council (TTC) programs, services and activities over the past fiscal year:

- **Adjustment Counseling:** Provided by two full-time professional counselors at Masconomet Regional School. Adjustment counseling services are geared primarily to students in the special needs program. However, many of the 900+ students from Topsfield in grades seven through twelve received some benefit from these counselors either in one-on-one meetings, in groups, in the classroom, in an assembly, or through distributed materials. TTC Counselors also work as needed with the families of the students they see. In addition, counselors attend case conferences, individual education plan meetings, emergency management meetings, committee meetings, and student orientations. TTC adjustment counselors made over 225 contacts with Middleton students, including 34 regularly assigned Middleton special education students over the past year. The most prevalent issues include relationship problems, mood disorders, alcohol and drug use, family turmoil and school adjustment problems. Adjustment counselors also dealt with pregnancies, suicidal ideation, violence, bullying, harassment and anger management.
- **Community Programs, Services and Activities:** In the past year, TTC offered or co-sponsored many community presentations, including, "**Raising Resilient Children and Adolescents**" - by Dr. Robert Brooks, one of today's leading speakers and authors on the themes of resilience, self-esteem and family relationships, "**Deflecting Peer Pressure: Bully Proofing & Social Survival Skills**"- How can parents teach their children to solve peer problems creatively, defuse destructive teasing that is often a precursor to violence, and engage in the "subtle art of saying no" so dangerous peer pressure situations and high-risk behaviors can be avoided. "**Tri-Town Health & Wellness Fair**"- an informative and fun event focusing on physical, social and emotional

- health and well-being, **“All-Night After Graduation Party”**-Masco seniors get a safe send off by enjoying an entire evening of activities, **“Girl Talk”**- A series of workshops designed to increase and nurture positive communication about growth and development for Girls ages 10-12, grades 5 & 6 and their mothers, **“Strengthening Social Skills”** A series of three workshops to help you gain a better understanding how *every child* can become more socially capable and resilient, **“Red Ribbon Week at Masco”**-The Tri-Town Council student board helped promote the awareness Red Ribbon Week-a way for people & communities to unite & take a visible stand against drugs, **“Secrets to Your Success in Parenting Teens”**-This program examined what it is that makes this a challenging time for parents, and identify specific activities and approaches to help smooth out the ride, **“Systematic Training for Effective Parenting” (STEP)**- A parenting class to help communicate better with children, foster cooperation and mutual respect, build a child’s self-esteem and sense of responsibility and maintain a calm family atmosphere, **“Self-Esteem in Children: How Parents Can Make a Difference”** - a program on self-esteem including resiliency, emotional well-being, and a sense of self-worth. **“Understanding the Online Social World of Teens and Pre-Teens”** -Dr. Englander focused on bringing parents up-to-date with the most recent trends and gave parents concrete, hands-on techniques to help their children and to work effectively with local schools to reduce bullying, cyber bullying, and to increase online safety.

In Control-Advanced Driver Training offered **“Masco Day”**, **MA Youth Risk Behavior Survey**—a nation-wide survey designed to obtain information from youth regarding their participation in risky behaviors such as alcohol and drug use; sexual activity; depression; self-injury; as well as nutritional and physical activity levels. The results will help us to identify strengths and weaknesses and help us guide prevention planning and programs in the schools and community.

- **Project Safety Net Hotline:** This hotline provides a 24 hour, seven days a week telephone access to a counselor (978-771-4619) for information, referral and crisis counseling. We have received 32 calls in the past year. TTC received many additional crisis, or urgent, via our main number (978-887-6512)..
- **Substance-Free All Night Graduation Party** was a tremendous success, attended by over 250 graduates in 2008. A third of its attendees live in Middleton.

The Tri-Town Council also has many affiliated organizations whereas TTC offers administrative support and/or fiscal sponsorship to assist local organizations, including:

- **Community Giving Tree**, donated over \$3,000 to children and families in the Masconomet community who needed a helping hand over the holidays. This program also collected and donated winter clothing to the needy, ran a used toy fair and collected baby equipment.
- **S.T.E.P.** (Systematic Training for Effective Parenting), an eight-week course on parenting offered by Joan Wing. LICSW. which can benefit Middleton residents.

The Tri-Town Council offers a website, www.tritowncouncil.org, in order to benefit Tri-Town residents and others, with continuously updated information, links and a local resource list. The Tri-Town Council also distributes an electronic newsletter by email, The Reality Check, to hundreds of households in Middleton. This newsletter contains information on topics of interest such as Cyber Bullying, Domestic Violence, Drinking and Driving, and updates on Tri-Town Council activities.

The Tri-Town Council also actively participates in Tri-Town working committees: In 2008, the Tri-Town Council was a member of the Social and Emotional Development Advisory Council (SEDAC), The Massachusetts Council of Human Services Providers, the Graduation Party Committees, the Middleton Board of Trade, the Community Collaborative Initiative and the Massachusetts Bay United Way.

Middleton residents voted to provide TTC with \$29,359 in FY 09. This funding amounted to 10% of our total budget and was extremely important to the financial health of TTC. Altogether, the towns of Topsfield, Boxford, and Middleton accounted for 20% of TTC's budget.

At the Tri-Town Council, we appreciate that every dollar of our budget is in one way or another donated by Tri-Town residents. Therefore, we spend that money very carefully, as demonstrated by the many community volunteers that staff many of our projects, the volunteer Board of Directors and the use of a certified public accountant to ensure that our finances are in order so that our programs and services are run as efficiently as possible.

Nancy Coughlin
Business Manager
Tri-Town Council

